

2013 HOUSE TRANSPORTATION

HB 1205

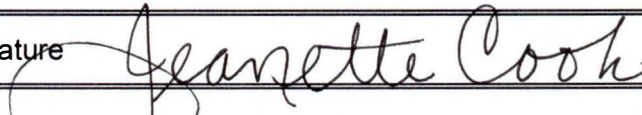
2013 HOUSE STANDING COMMITTEE MINUTES

House Transportation Committee Fort Totten Room, State Capitol

HB 1205
01-31-13
Job # 18071

☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A bill relating to number plates for certain veterans.

Minutes:

You may make reference to "attached testimony."

Vice Chairman Owens opened the hearing on HB 1205.

Representative Gary Paur, District 19, introduced HB 1205. He provided a handout, "License Plates", and an amendment. See attachments 1-2. He stated that HB 1205 has to do with the removal of a small number of fees on Veteran's license plates. He has received some complaints about the fees on Veteran's plates. One was from the mother of a Purple Heart recipient and the other from a Viet Nam Veteran, who has seen some heavy service.

Representative Gary Paur: I took my concerns to Lonnie Wangan, Commissioner of North Dakota Department of Veteran's Affairs, and he took my quire to the North Dakota Veteran's Coordinating Council and the Administrative Council on Veteran's Affairs. Their recommendations are what you see in this bill. It removes the requirement for small fees for those that have paid most dearly for service. It would include the fess for the maintenance of the cemetery. That should be our project, not those who are 100% disabled, etc.

There is a heavy fiscal note with the bill. I think that Legislative Management misunderstood what we were intending, so that is the purpose of the amendment. (See attachment #2) The amendment asks for deletions of sections that we did not request be put in. I think those sections are what precipitated the very large fiscal note. I believe the impact will be very minimal.

I sent this to the National Guard. General Spry is in support of this. He says that they can make up the loss to the National Cemetery out of current funds. (6:06)

Representative Gruchella, District 45, spoke to support HB 1205. He feels that eliminating these fees would be something else we can do to recognize the veterans.

Lonnie Wongan, North Dakota Veterans Affairs: On page 1, the first part of the bill, it refers to the Gold Star Plate and the Prisoner of War plate. The feeling is that these people have already given enough. They have lost a loved one or spent time in a prison camp.

We don't think it is necessary that they should pay to have that special plate. We visited with the organizations involved, and the cost to the cemetery would be very minimal on this and would be able to be made up elsewhere.

The second part of the bill gives veterans that are 100% disabled the right to a license plate with a \$5.00 fee and waives the registration fee for their vehicle. We do have veterans who are 100% disabled who would like to have their Purple Heart on their plate. This would be a nice thing to do for them without having to pay for registration, since they are eligible for both. Some don't want the DAV plate, but just a plate that says that they served. They will be able to choose which plate they want.

There is clean up on the last page. (15:08)

Representative Drovdal: Is this restricted to just one vehicle per person?

Lonnie Wangan: Right now a person can have two DAV plates, one for the veteran and the spouse. We are asking that the unmarried spouse be able to retain the plate when the veteran passes away. A POW now is allowed to have one plate, and we are also asking that the spouse may retain the plate if the POW has passed away, until she is married or passes away.

Representative Gruchella: What about someone who is not 100% disabled, but later become 100% if something manifests itself into a more severe disability?

Lonnie Wangan: Yes, when you become 100%, you would be qualified.

Vice Chairman Owens: Would you explain the difference between 100% service connected and "extra scheduler rating"?

Lonnie Wangan: 100% service connected is where the disabilities add up, using the VA math, so that all of the disabilities equal 100%. It takes five 50% disabilities to equal 100% disabled. If you have one disability that is 60%, and at least one of the others is 40% or higher, and you are considered unemployable because of this, it will be considered 100% using the "extra schedule rating".

Representative Becker: Could a veteran that has no disabilities when released from the service, become disabled by other means not related to service, and still fall under this type of thing?

Lonnie Wangan: If you get a disability from falling at home, for instance, that would not be considered VA commensurable.

Chairman Ruby: Have veterans complained about having to pay for the cemetery fund?

Lonnie Wangan: There are some Gold Star and POW people that have called in concern. When we discussed this with our two associations, they felt that the people that fall under those two categories have already lost or paid enough. The \$15 was almost an insult. It doesn't make that much of a contribution to the cemetery since there are so few plates. It is

something that we can give them because they have already paid enough. No one has complained about fees. We are just asking or the DAV's to have the option to have another type of plate.

Chairman Ruby: Are there any issues with a plate having two distinctions on it?

Lonnie Wangan: We are not asking to have a plate have a second emblem on it, just different plate.

Representative Kreun: How many people do we have in the state that would qualify for the Gold Star plate?

Lonnie Wangan: About 50.

Nathan Goodiron, a Viet Nam Veteran, spoke to support HB 1205. He provided written testimony. See attachment #3. (24:43 - 28:35)

Chairman Ruby: Thank you for your service and we are sorry for your loss.

There was not further support for HB 1205.
There was no opposition to HB 1205.

Linda Sitz, Director of Motor Vehicle Division, North Dakota Department of Transportation, spoke in a neutral capacity on HB 1205. She provided written testimony. See attachment #4. 36:30

There was discussion about the fiscal note and the misunderstanding as to what was being asked for in the bill. The fiscal note will be recalculated.

Representative Gruchella: Will all these changes be moot, if the buffalo plates are replaced in the next biennium, as stated in SB 2326?

Linda Sitz: I understand that the buffalo plate will be totally redone. If there are any organizational emblems on the plates, each one of those will have to be redone as well. The plate will have to change if the general issue changes.

Representative Gruchella: Didn't we discuss last session to change from metal plates to the flat plates that can be printed by the computer?

Linda Sitz: The difference that you are referring to is an embossed plate (an example was shown) with raised features, or a flat plate. The way I read the bill, it doesn't say that. It is a distinction that would have to be made when we get to that bill.

Chairman Ruby: Currently the only plate that has a waiver for the \$5.00 registration fee is the POW plate?

Linda Sitz: Yes.

Chairman Ruby: How many plates would be added to that with this bill?

Linda Sitz: Currently we have 1,300 plates that are already flagged for DAV plates that are already exempt. The bill talks about waiving the special letter plate fee of \$25.00, but not the \$5.00 registration.

Representative Becker: I would like to make sure that this bill is not incurring costs, and then six months later those are all wiped out because of a new bill, and the costs will be repeated. Do you see that as a potential concern?

Linda Sitz: All changes would go into effect July 1st. So, if this bill passes, we would make sure that everything that is passed is effective at that time.

There was no further testimony on HB 1205.

The hearing on HB 1205 was closed.

The bill will be held for further discussion and to see the new fiscal note.

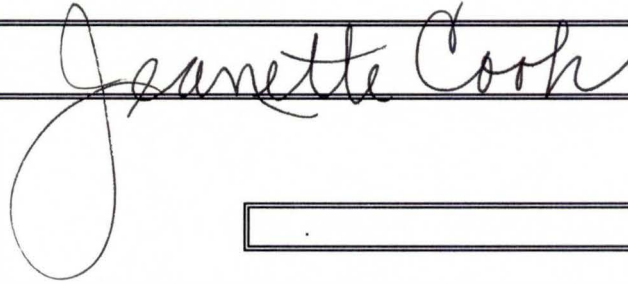
2013 HOUSE STANDING COMMITTEE MINUTES

House Transportation Committee Fort Totten Room, State Capitol

HB 1205
02-07-13
Job #18553

☐ Conference Committee

Committee Clerk Signature



Minutes:

Chairman Ruby brought HB 1205 back before the committee.

Linda Sitz, Director of Motor Vehicle: We didn't change this bill much. We just took \$1500 off the fiscal note.

Chairman Ruby: Does the first section deal with the personalized plates for the POW and GOLD STAR plates? Is that normally a \$25 charge?

Linda Sitz: That is correct. We only have 54 GOLD STAR plates, 45 of those are special letter plates. We have 24 POW plates and none of those are special letter plates. We calculated out about \$3,400 that would be lost revenue per biennium.

Chairman Ruby: Where does the \$25 go to?

Linda Sitz: That is normally split between the Highway Tax Distribution Fund and that organization.

Chairman Ruby: Are we talking about the emblem plates that would have an organization attached, or are we talking about plates where someone wants a clever saying on them? It isn't necessarily going toward any organization?

Linda Sitz: This is an example of what they are talking about. (displayed a GOLD STAR plate) There is a charge for these plates, and when it is paid, \$10 goes toward the Highway Tax Distribution Fund, and the rest is split out into the Veteran's Cemetery and the Veteran's Maintenance Fund. It is a fundraiser, per se, for the veteran's fund. You still can have your name on it for an extra fee. That is what they want to waive.

Representative Weisz: We are not talking about the plate itself, but the vanity part of it, correct?

Linda Sitz: Yes.

Chairman Ruby: It removes the \$15 and the split that it had. It removed the annual surcharge of \$10.

Representative Vigesaa: We think that could be the title fee of \$5. That is a fee required under registration, and we weren't doing anything with that fee.

Linda Sitz: That is correct.

Vice Chairman Owens: Is there something different about our POW plate?

Linda Sitz: (Showed the POW plate.)

Vice Chairman Owens: It is not like the emblem plates that have an initial \$15 charge?

Linda Sitz: No, it just has a \$5 fee.

Chairman Ruby: Is that considered a special issue plate because it is so different from our buffalo plate?

Linda Sitz: In order to obtain this plate you have to have been a prisoner of war. All of the plates are made out special. It is totally different. We only have 24 of these out.

Chairman Ruby: Section 3 deals with the disabled veteran's plate. It also includes the POW plate.

Representative Weisz: Is the vast majority of the fiscal note based on Section 3?

Linda Sitz: Yes. Our understanding of what they are trying to attempt in Section 3 is to allow those veterans that are 100% disabled to have that tax and registration exemption on any of these veteran type plates. Normally a DAV (disabled American veteran) plate has DAV on it. The law says, "... a distinctive license plate issued by the department." So, these are the plates. This is just one example of them.

Representative Weisz: Is this a decal on a standard issue plate, unlike our POW plate?

Linda Sitz: Yes.

Vice Chairman Owens: We received a recommended amendment from the bill's sponsor that cuts out the part that everyone is discussing right now. See amendment. I thought we had discussed this before.

Chairman Ruby: Does any of that change if we adopt these amendments?

Linda Sitz: The way that we read the bill, the section that they took out was specifically talking about the POW plates. So, we thought they wanted us to use the POW plate and for each section of the armed forces recreate the plate. To do that we would have to create a whole new plate because this is not a sticker. That is \$1500 each time we change the set-up of these plates.

Vice Chairman Owens: If we delete that with this amendment, will it greatly ease the fiscal note?

Linda Sitz: We took that to be just this one section where it specifically talks about the decal on page 4, lines 8-12. That didn't change anything on page 3, where it asks us to tell our system to give the DAV exemption to any of these veteran type plates for those individuals who are 100% disabled.

Chairman Ruby: Would any of that change if we adopt the amendments?

Linda Sitz: The only thing that would change with the adoption of the amendments is that we wouldn't have to charge the \$1500 for creating the POW plate with those decals. Everything else on page 3, we would still have to do.

Vice Chairman Owens moved a DO PASS on the amendments on HB 1205 that were provided by the sponsor.

Representative Drovdal seconded the motion.

A voice vote was taken. All aye. The motion carried. (Vote 1)

Representative Weisz: I would like to amend this to lessen the cost. There are some possibilities.

The cost of the bill and ways to make it cost less was discussed. (25:00)

Representative Becker: I have trouble seeing how it would cost \$8,400 to train for this. Can't you just send out a memo? Can you give me more information, so I can understand why that is?

Linda Sitz: Our vehicle registration system is very old. Because we are going to be changing a process to acknowledge DAV benefits for plates that are not labeled DAV, it is not a distinctive plate. It is training. We have 20 branch offices; each has individual contracted employees, so they are not state employees. It is the 45 people internally that have to be trained as well as all the branch offices. It really isn't something that we can just send out an e-mail. The system is not an easy system to follow.

There was additional discussion on the wording "exemption" in the bill.

Linda Sitz: When the veteran is alive they get two plates which are veterans. Upon the death of the veteran, that spouse (unmarried) retains that plate. The cost is related to the fact that this is a new section of law that we are writing, according to this. All of the programming would be related to that cost. The bill is changing to give that Disabled American Veteran the benefit of having this on a veteran's plate. That is a total changing of our system. Under the current law the spouse would retain the DAV plate.

Linda Sitz: This section is reprogramming our system to allow the 100% disabled veteran to get the DAV benefit on any veteran's plate.

Representative Weisz: The 100% disabled veteran has two options under this bill. He can take a DAV plate or a regular North Dakota veteran's plate. The either/or option will have to be programmed and that is the problem?

Linda Sitz: That is correct.

Representative Becker: There are two components in the bill. One is that the veterans feel that because of their great commitment that they have made, they shouldn't be charged these fees nor should their surviving spouse. The other part is that they want to be able to combine what currently are choices: DAV or service veteran's plate, POW or veteran's plate. It is because of combining the two that we have all of the extra cost for programming and training. Could we discuss an amendment to acknowledge their service and not charge them at all, but still continue to look at two choices?

Chairman Ruby: You can get a veteran's plate and not be disabled. I don't think that we want to give everyone who served in the military a free plate. That is where we will have the distinction of a veteran plate that people are being charged for, and a veteran plate where they qualify for disabled veterans.

Representative Weisz suggested amendments. (See amendments) He explained the changes.

Chairman Ruby: It will leave them with a DAV plate, and it would be free.

Linda Sitz: Some of what you are taking out is the part where the surviving spouse doesn't get the POW plate. Currently they don't get the POW part of it, so that might be something that you want to leave in.

Representative Weisz: Will that cause you any major programming issues?

Linda Sitz: That shouldn't be a problem.

Representative Gruchella: If it helps anyone, the original intent of the bill was to get rid of the \$5.00 fee, and that is happening.

Representative Weisz moved a DO PASS on the amendments.

Representative Becker seconded the motion.

A voice vote was taken. All aye. The motion carried.

Chairman Ruby we would obviously request a new fiscal note. We may not need a motion for rereferral because we are anticipating the new fiscal note will be lower. If it comes in higher we will have to rerefer it on the floor.

Representative Weisz moved a DO PASS as amended on HB 1205.

Representative Delmore seconded the motion.

Question has been called.

House Transportation Committee

HB 1205

02-07-13

Page 5

A voice vote was taken. Aye 12 Nay 0 Absent 2

The motion carried.

Representative Vigesaa will carry HB 1205.

FISCAL NOTE
Requested by Legislative Council
01/15/2013

Bill/Resolution No.: HB 1205

- 1 A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures				\$107,500		
Appropriations				\$107,500		

- 1 B. **County, city, school district and township fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

- 2 A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

This bill reduces the fees associated with Gold Star, POW, and DAV license plates.

- B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

While it is not possible to fully determine the impact this bill will have on revenues, we believe any resulting revenue loss will be relatively minor. However, the bill will have a fairly significant impact on NDDOT expenditures and appropriations due to significant costs for computer reprogramming, training, printing, web site changes, decal development, and additional temporary staffing that will be necessary to implement the provisions of this bill.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

- A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

While we cannot fully determine the impact that this bill will have on revenues, it is likely that it will result in a fairly minor loss of revenue to the Highway Tax Distribution Fund, the Veteran's Cemetery Trust Fund, and the Veteran's Cemetery Maintenance Fund. We can estimate the revenue impact for section 1 as (24 POW plates + 45 Gold Star plates) X \$25 per year X 2 years per biennium for a total revenue loss of \$3,450 per biennium. This loss would impact the Highway Tax Distribution Fund. We can estimate the revenue impact for section 2 as (20 Gold Star plates per biennium X \$15 initial one-time fee) + (20 Gold Star plates per biennium X \$10 annual surcharge X 2 years per biennium) = \$700 per biennium. The distribution of this loss is \$200 to the Highway Tax Distribution Fund, \$300 to the Veteran's Cemetery Maintenance Fund, and \$200 to the Veteran's Cemetery Trust Fund. It is not possible to fully determine the revenue impact for section 3 as we have no way to determine the extent that disabled veterans currently using the regular buffalo plate will choose to utilize the DAV registration and excise tax exemption. While not certain, it is likely that this impact would also be minimal.

- B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

The estimated costs associated with this bill for the first biennium include computer reprogramming (\$12,000), web-site changes (\$5,000), temporary staffing to cover basic operations while full time staff is involved with central and branch office training and program update efforts (\$84,000), and printing (\$5,000), and decal development (\$1,500) for a total first biennium cost of \$107,500. Subsequent biennium costs would be minimal.

- C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

NDDOT has not included any costs associated with this bill in its 2013-2015 biennium budget request. Accordingly, an additional appropriation of \$107,500 would be necessary for the 2013-2015 biennium.

Name: Shannon L. Sauer

Agency: NDDOT

Telephone: 328-4375

Date Prepared: 01/21/2013

February 7, 2013

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1205

Page 3, line 21, remove "or a North Dakota veteran's license plate"

Page 3, remove lines 22 through 24

Page 3, line 25, remove "qualified under this subdivision for one vehicle"

Page 4, line 1, overstrike "upon the payment of five"

Page 4, line 2, overstrike "dollars"

Page 4, line 2, remove "or a North Dakota veteran's license plate at no charge"

Page 4, line 8, remove "In addition, a former prisoner of war is"

Page 4, remove line 9

Page 4, line 10, remove "placement on a prisoner of war number plate at no charge."

Page 4, line 11, remove "and is receiving department of"

Page 4, line 12, remove "veterans' affairs dependency and indemnity compensation"

Renumber accordingly

Date: 2-7-13
Roll Call Vote #: 1

2013 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 1205

House Transportation Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken: ☐ Do Pass ☐ Do Not Pass ☐ Amended ☒ Adopt
Amendment

☐ Rerefer to Appropriations ☐ Reconsider

Motion Made By Owens Seconded By Drovdal

Amendment from Bill Sponsor

Representatives	Yes	No	Representatives	Yes	No
Chairman Dan Ruby			Rep. Lois Delmore		
Vice Chairman Mark Owens			Rep. Edmund Gruchalla		
Rep. Rick Becker			Rep. Kylie Oversen		
Rep. David Drovdal					
Rep. Robert Frantvog					
Rep. Brenda Heller					
Rep. Curtiss Kreun					
Rep. Mike Schatz					
Rep. Gary Sukut					
Rep. Don Vigesaa					
Rep. Robin Weisz					

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

See attachment #2
minutes on
1-31-13
Delete: p. 4 lines 8-10
p. 4 lines 11-12

Date: 2-7-13
Roll Call Vote #: 2

2013 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 1205

House Transportation Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken: ☐ Do Pass ☐ Do Not Pass ☐ Amended ☒ Adopt
Amendment

☐ Rerefer to Appropriations ☐ Reconsider

Motion Made By Weiss Seconded By Becker

Amendment

Representatives	Yes	No	Representatives	Yes	No
Chairman Dan Ruby			Rep. Lois Delmore		
Vice Chairman Mark Owens			Rep. Edmund Gruchalla		
Rep. Rick Becker			Rep. Kylie Oversen		
Rep. David Drovdal					
Rep. Robert Frantsvog					
Rep. Brenda Heller					
Rep. Curtiss Kreun					
Rep. Mike Schatz					
Rep. Gary Sukut					
Rep. Don Vigasaa					
Rep. Robin Weisz					

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

P.3 Remove all 21-25
Leave overstrikes p.3

P.4 Remove the underlining. line 2

Date: 2-7-13
Roll Call Vote #: 2

2013 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 1205

House Transportation Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken: ☒ Do Pass ☐ Do Not Pass ☒ Amended ☐ Adopt
Amendment

☐ Rerefer to Appropriations ☐ Reconsider

Motion Made By Weisz Seconded By Delmore

Representatives	Yes	No	Representatives	Yes	No
Chairman Dan Ruby	✓		Rep. Lois Delmore	✓	
Vice Chairman Mark Owens	✓		Rep. Edmund Gruchalla	✓	
Rep. Rick Becker	✓		Rep. Kylie Oversen	✓	
Rep. David Drovda	✓				
Rep. Robert Frantsvog	✓				
Rep. Brenda Heller	✓				
Rep. Curtiss Kreun	✓				
Rep. Mike Schatz	✓				
Rep. Gary Sukut	✓				
Rep. Don Vigasaa	✓				
Rep. Robin Weisz	✓				

Total (Yes) 12 No 0

Absent 2

Floor Assignment Vigasaa

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE

HB 1205: Transportation Committee (Rep. Ruby, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1205 was placed on the Sixth order on the calendar.

Page 3, line 21, remove "or a North Dakota veteran's license plate"

Page 3, remove lines 22 through 24

Page 3, line 25, remove "qualified under this subdivision for one vehicle"

Page 4, line 1, overstrike "upon the payment of five"

Page 4, line 2, overstrike "dollars"

Page 4, line 2, remove "or a North Dakota veteran's license plate at no charge"

Page 4, line 8, remove "In addition, a former prisoner of war is"

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Page 4, line 11, remove "and is receiving department of"

Page 4, line 12, remove "veterans' affairs dependency and indemnity compensation"

Renumber accordingly

2013 SENATE TRANSPORTATION

HB 1205

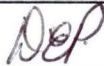
2013 SENATE STANDING COMMITTEE MINUTES

Senate Transportation Committee
Lewis and Clark Room, State Capitol

HB 1205
03/08/2013
Recording job number 19635

☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

Relating to removal of extra fees for number plates for certain veterans

Minutes:

Attached testimony: 2

Representative Gary Paur, District 19, prime sponsor of HB 1205

This bill removes the extra fees for the Gold Star, Prisoner of War and Disabled American Veteran license plates. Written testimony # 1

Brenda Bergsrud, North Dakota Department of Veterans Affairs, read testimony from Commissioner Lonnie Wangen. Two of the intents of this bill have been removed with amendments. Allowing 100% disabled veterans to choose another veteran's plate while retaining a registration fee exemption and allowing an unmarried surviving spouse of a 100% disabled veteran to retain one of the two authorized license plates and retain the exemption. A 100% disabled veteran is eligible for the distinctive disabled veteran license plate. This plate is a standard North Dakota license plate; it has DAV and a number following it. In some instances a 100% disabled veteran may also be a Purple Heart recipient. If he/she wanted to display the Purple Heart plate they would have to give up their registration exemption and pay the full price for the Purple Heart license plate. This situation also applies to 100% disabled veterans who also become eligible for a gold star plate. They may also want to display an organized specific veteran's plate such as the army, navy, marines, air force or coast guard. The 100% disabled veteran would pay the \$15 initial and \$10 annual fee to display one of these plates, which also support the North Dakota Veterans Cemetery, while retaining their registration exemption. I ask you support HB 1205.

Senator Sitte: You want specific amendments?

Brenda Bergsrud: Lonnie wants the fee waived for the Purple Heart plates too

Rep Paur read from fiscal note dated 1/15/13 Number 3 A, stating that the impact this bill will have on revenues likely will result in a fairly minor loss of revenue.

No other testimony in favor. Neutral testimony

Linda Sitz, Director Motor Vehicle Division North Dakota Department of Transportation (DOT) Written testimony #2 highlighting the two things changed by this bill: 1st the requirement of paying twenty-five dollars for a Special Letter Plates if it is a Gold Star or Prisoner of War (POW) plate; 2nd the removal of the fee of five dollars for the distinctive license plate (DAV) and allows the surviving not remarried spouse of a former prisoner of war to retain the exemption of the deceased veteran.

Chairman Oehlke: When the new plates are generated, does North Dakota Department of Transportation (DOT) take care of that or the different organizations have to submit artwork, templates, how does that work?

Linda Sitz: When an organization wants an organizational plate they submit \$1500 and fifty applications and we give it to Rough Rider Industries to create that plate.

Chairman Oehlke: If there is already a plate existing, do they have to go through the process again or is there a carryover?

Linda Sitz: we have not discussed yet how we are going to do it. We assume we are going to create a brand new background of the plate. We are going to create an ad hoc committee with the different interest groups.

Chairman Oehlke: as far as this bill goes it doesn't make any difference anyway?

Linda Sitz: it would affect the POW plates, a different color than our regular plate, it would not change the other plates; they have talked about the DAV plate, the background would change. It would have no additional cost.

Senator Flakoll: In the 2/11/13 fiscal note: other funds: expenditures \$9,000. Appropriations: other funds: \$9,000 Where does that come from? Is it in another bill somewhere?

Linda Sitz: Because this isn't in the budget we assume the expenditures would come out of appropriations. \$9000 is the cost for the website changes and the printing (3 B expenditures in the fiscal note). The \$3,450 do not affect North Dakota Department of Transportation (DOT) they affect more the veterans side.

No additional testimony Hearing closed

2013 SENATE STANDING COMMITTEE MINUTES

Senate Transportation Committee Lewis and Clark Room, State Capitol

HB 1205

3/22/2013

Recording job number 20360

☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

Relating to the removal of extra fees for number plates for certain veterans.

Minutes:

Attached testimony /

Chairman Oehlke: opened the discussion on HB 1205. The amendment you have in front of you, 13.0296.03002, is the House amendment but it is one that does help solve that problem and I have been assured of that by our intern who double checked with John Walstad.

Senator Sitte: We were looking for an amendment to waive the fee for Purple Heart Plates, is that what this is all about? This amendment says "the director shall issue four patriotic logos" isn't one of them the Purple Heart? In my notes we are talking about the Gold Star, Prisoner of War and Disabled American Veteran license plates.

Senator Flakoll I believe that Lonnie requested that but my understanding is that it was kind of a budget buster. I am somewhat irked because I requested amendments from Justin last week and I haven't seen them yet.

Chairman Oehlke: we will hold this off until next week. Meeting adjourned

2013 SENATE STANDING COMMITTEE MINUTES

Senate Transportation Committee Lewis and Clark Room, State Capitol

HB 1205

3/28/2013

Recording job number 20638

☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

Relating to the removal of extra fees for number plates for certain veterans

Minutes:

Attached testimony 1

Chairman Oehlke opened the discussion on HB 1205

Senator Flakoll The 3/28/13 amendment, drafted by Justin (Hagel, Intern), provides \$3500, so the organizations don't have to absorb the loss (attachment #1). **Moved to adopt amendment**

Vice Chairman Armstrong seconded

Voice vote Yes 7 No 0 Absent not voting 0

Chairman Oehlke: we have the other amendment.

Discussion followed regarding: legislative intent, further amending the House amendment, and the fact that the issue of disabled veterans plates might be already addressed somewhere else in the Code. **Senator Sitte** will visit with legislative council to clarify these issues. **Senator Flakoll** said that there might also be an issue with the Purple Heart plates, requested Lonnie (Wangen) be consulted or have him come and address the committee's questions.

No further discussion, meeting adjourned.

2013 SENATE STANDING COMMITTEE MINUTES

Senate Transportation Committee Lewis and Clark Room, State Capitol

HB 1205

3/29/2013

Recording job number 20666

☐ Conference Committee


Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

Relating to removal of extra fees for number plates for certain veterans

Minutes:

Attached testimony: 

Chairman Oehlke opened the discussion on HB 1205

Senator Axness moved to adopt amendment 13.0296.03002 (attachment #1)

Senator Sitte seconded

Discussion followed regarding the fiscal note.

Voice vote: Yes 7 No 0 Absent not voting 0

Senator Sitte moved **DO PASS** on HB 1205 as amended twice and re-refer to appropriations

Senator Sinner seconded

Discussion followed the number of Purple Heart recipients and how this would affect fiscal note

Roll call vote: Yes 7 No 0 Absent not voting 0

Carrier: **Senator Axness**

FISCAL NOTE
Requested by Legislative Council
02/11/2013

Amendment to: HB 1205

- 1 A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures				\$9,000		
Appropriations				\$9,000		

- 1 B. **County, city, school district and township fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

- 2 A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

This bill reduces the fees associated with Gold Star, POW, and DAV license plates.

- B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

While it is not possible to fully determine the impact this bill will have on revenues, we believe any resulting revenue loss will be relatively minor. However, the bill will have some impact on NDDOT expenditures and appropriations due to costs for computer reprogramming, printing, and web site changes that will be necessary to implement the provisions of this bill.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

- A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

While we cannot fully determine the impact that this bill will have on revenues, it is likely that it will result in a fairly minor loss of revenue to the Highway Tax Distribution Fund, the Veteran's Cemetery Trust Fund, and the Veteran's Cemetery Maintenance Fund. We can estimate the revenue impact for section 1 as (24 POW plates + 45 Gold Star plates) X \$25 per year X 2 years per biennium for a total revenue loss of \$3,450 per biennium. This loss would impact the Highway Tax Distribution Fund. We can estimate the revenue impact for section 2 as (20 Gold Star plates per biennium X \$15 initial one-time fee) + (20 Gold Star plates per biennium X \$10 annual surcharge X 2 years per biennium) = \$700 per biennium. The distribution of this loss is \$200 to the Highway Tax Distribution Fund, \$300 to the Veteran's Cemetery Maintenance Fund, and \$200 to the Veteran's Cemetery Trust Fund. It is not possible to fully determine the revenue impact for section 3 as we have no way to determine the extent that disabled veterans currently using the regular buffalo plate will choose to utilize the DAV registration and excise tax exemption. While not certain, it is likely that this impact would also be minimal.

- B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

The estimated costs associated with this bill for the first biennium include computer reprogramming (\$4,000), and web-site changes and printing(\$5,000), for a total first biennium cost of \$9,000. Subsequent biennium costs would be minimal.

- C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

NDDOT has not included any costs associated with this bill in its 2013-2015 biennium budget request. Accordingly, an additional appropriation of \$9,000 would be necessary for the 2013-2015 biennium.

Name: Shannon L. Sauer

Agency: NDDOT

Telephone: 328-4375

Date Prepared: 02/12/2013

FISCAL NOTE
Requested by Legislative Council
01/15/2013

Bill/Resolution No.: HB 1205

- 1 A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures				\$107,500		
Appropriations				\$107,500		

- 1 B. **County, city, school district and township fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

- 2 A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

This bill reduces the fees associated with Gold Star, POW, and DAV license plates.

- B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

While it is not possible to fully determine the impact this bill will have on revenues, we believe any resulting revenue loss will be relatively minor. However, the bill will have a fairly significant impact on NDDOT expenditures and appropriations due to significant costs for computer reprogramming, training, printing, web site changes, decal development, and additional temporary staffing that will be necessary to implement the provisions of this bill.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

- A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

While we cannot fully determine the impact that this bill will have on revenues, it is likely that it will result in a fairly minor loss of revenue to the Highway Tax Distribution Fund, the Veteran's Cemetery Trust Fund, and the Veteran's Cemetery Maintenance Fund. We can estimate the revenue impact for section 1 as (24 POW plates + 45 Gold Star plates) X \$25 per year X 2 years per biennium for a total revenue loss of \$3,450 per biennium. This loss would impact the Highway Tax Distribution Fund. We can estimate the revenue impact for section 2 as (20 Gold Star plates per biennium X \$15 initial one-time fee) + (20 Gold Star plates per biennium X \$10 annual surcharge X 2 years per biennium) = \$700 per biennium. The distribution of this loss is \$200 to the Highway Tax Distribution Fund, \$300 to the Veteran's Cemetery Maintenance Fund, and \$200 to the Veteran's Cemetery Trust Fund. It is not possible to fully determine the revenue impact for section 3 as we have no way to determine the extent that disabled veterans currently using the regular buffalo plate will choose to utilize the DAV registration and excise tax exemption. While not certain, it is likely that this impact would also be minimal.

- B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

The estimated costs associated with this bill for the first biennium include computer reprogramming (\$12,000), web-site changes (\$5,000), temporary staffing to cover basic operations while full time staff is involved with central and branch office training and program update efforts (\$84,000), and printing (\$5,000), and decal development (\$1,500) for a total first biennium cost of \$107,500. Subsequent biennium costs would be minimal.

- C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

NDDOT has not included any costs associated with this bill in its 2013-2015 biennium budget request. Accordingly, an additional appropriation of \$107,500 would be necessary for the 2013-2015 biennium.

Name: Shannon L. Sauer

Agency: NDDOT

Telephone: 328-4375

Date Prepared: 01/21/2013

March 29, 2013

TD
3/29/13

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1205

Page 1, line 1, after "Act" insert "to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to patriotic logos on number plates;"

Page 1, line 3, after "veterans" insert "; and to provide an appropriation"

Page 4, after line 5, insert:

"SECTION 4. A new section to chapter 39-04 of the North Dakota Century Code is created and enacted as follows:

Patriotic logos.

1. The director shall issue four patriotic logos under this section upon receiving:
 - a. Payment of all other fees required under this chapter for registration of a motor vehicle;
 - b. Payment of an initial fee of twenty dollars of which the department shall deposit fifteen dollars in the highway tax distribution fund and pay five dollars to the state treasurer; and
 - c. Payment of an annual surcharge of ten dollars which the department shall pay to the state treasurer.
2. The department shall collect the initial fees and the annual surcharges under this section. During each legislative session, the department shall report to the legislative assembly on the funds collected under this section. For funds payable to the state treasurer under subdivisions b and c of subsection 1, the department shall pay the funds monthly to the state treasurer, who within ten days of receipt of the funds, shall deposit five dollars of each initial fee and the annual surcharge in the veterans' postwar trust fund to be added to the principal of the fund. The state treasurer shall invest the fund in the same manner as the state investment board is authorized to make investments.

SECTION 5. APPROPRIATION. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$9,000, or so much of the sum as may be necessary, to the department of transportation for the purpose of issuing patriotic logos as provided for under section 4 of this Act, for the biennium beginning July 1, 2013, and ending June 30, 2015.

SECTION 6. APPROPRIATION. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$3,500 or so much of the sum as may be necessary, to the adjutant general to be divided equally between the veterans' cemetery trust fund and veterans' cemetery maintenance fund for the biennium beginning July 1, 2013, and ending June 30, 2015."

Renumber accordingly

Renumber accordingly

Date: 3/28/23
Roll Call Vote #: 1

2013 SENATE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 1205

Senate **TRANSPORTATION** Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number 3/28/13 Amendment

Action Taken: ☐ Do Pass ☐ Do Not Pass ☐ Amended ☒ Adopt Amendment
☐ Rerefer to Appropriations ☐ Reconsider

Motion Made By Senator Flakoll Seconded By Senator Armstrong

[illegible]

Total (Yes) 6 No 0

Absent Senator Campbell (later voted yes)

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

To add an appropriation

Date: 3/29/13
Roll Call Vote #: 1

2013 SENATE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 1205

Senate **TRANSPORTATION** Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number 13,0296.03002

Action Taken: ☐ Do Pass ☐ Do Not Pass ☐ Amended ☒ Adopt Amendment
☐ Rerefer to Appropriations ☐ Reconsider

Motion Made By Senator Oxness Seconded By Senator Sitte

[illegible]

Total (Yes) 6 No 1

Absent

Floor Assignment

If the vote is on an amendment, briefly indicate intent:

Date: 3/29/13
Roll Call Vote #: 2

**2013 SENATE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. _____**

Senate TRANSPORTATION Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number 13.0296.03003

Action Taken: ☒ Do Pass ☐ Do Not Pass ☒ Amended ^{Twice} ☐ Adopt Amendment
☒ Rerefer to Appropriations ☐ Reconsider

Motion Made By Senator Sitte Seconded By Senator Sinner

Senators	Yes	No	Senator	Yes	No
Chairman Dave Oehlke	✓		Senator Tyler Axness	✓	
Vice Chairman Kelly Armstrong	✓		Senator George Sinner	✓	
Senator Margaret Sitte	✓				
Senator Tim Flakoll	✓				
Senator Tom Campbell	✓				

Total (Yes) 7 No 0

Absent _____

Floor Assignment Senator Axness

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE

HB 1205, as engrossed: Transportation Committee (Sen. Oehlke, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1205 was placed on the Sixth order on the calendar.

Page 1, line 1, after "Act" insert "to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to patriotic logos on number plates;"

Page 1, line 3, after "veterans" insert "; and to provide an appropriation"

Page 4, after line 5, insert:

"SECTION 4. A new section to chapter 39-04 of the North Dakota Century Code is created and enacted as follows:

Patriotic logos.

1. The director shall issue four patriotic logos under this section upon receiving:
 - a. Payment of all other fees required under this chapter for registration of a motor vehicle;
 - b. Payment of an initial fee of twenty dollars of which the department shall deposit fifteen dollars in the highway tax distribution fund and pay five dollars to the state treasurer; and
 - c. Payment of an annual surcharge of ten dollars which the department shall pay to the state treasurer.
2. The department shall collect the initial fees and the annual surcharges under this section. During each legislative session, the department shall report to the legislative assembly on the funds collected under this section. For funds payable to the state treasurer under subdivisions b and c of subsection 1, the department shall pay the funds monthly to the state treasurer, who within ten days of receipt of the funds, shall deposit five dollars of each initial fee and the annual surcharge in the veterans' postwar trust fund to be added to the principal of the fund. The state treasurer shall invest the fund in the same manner as the state investment board is authorized to make investments.

SECTION 5. APPROPRIATION. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$9,000, or so much of the sum as may be necessary, to the department of transportation for the purpose of issuing patriotic logos as provided for under section 4 of this Act, for the biennium beginning July 1, 2013, and ending June 30, 2015.

SECTION 6. APPROPRIATION. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$3,500 or so much of the sum as may be necessary, to the adjutant general to be divided equally between the veterans' cemetery trust fund and veterans' cemetery maintenance fund for the biennium beginning July 1, 2013, and ending June 30, 2015."

Renumber accordingly

2013 SENATE APPROPRIATIONS

HB 1205

2013 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee

Harvest Room, State Capitol

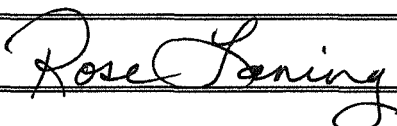
HB 1205

April 5, 2013

Job # 20925

☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A bill relating to patriotic logos on number plates

Minutes:

Testimony attached # 1

Chairman Holmberg opened the hearing on HB 1205.

John Jacobsen, Legislative Committee of ND Veterans Coordinating Council testified in favor of HB 1205. **Written testimony # 1**

Chairman Holmberg: The bill appropriates \$3500 to the Adjutant General and \$9000 to DOT for issuing plates.

Senator O'Connell: Why not wait until the new plates come out in two years?

Chairman Holmberg: Is this one of these plates with the medallion on the plate?

John Jacobsen: I was informed that the patriotic plate's bill was killed in the House, that it would be attached to this bill. This bill would allow disabled veterans to use their DAV plate for handicapped parking.

Chairman Holmberg: We'll have someone from DOT come over and explain it to us.

Chairman Holmberg closed the hearing on HB 1205.

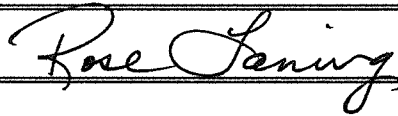
2013 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee Harvest Room, State Capitol

HB 1205
April 5, 2013
Job # 20929

☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A bill relating to patriotic logos on number plates.

Minutes:

Chairman Holmberg re-opened the hearing on HB 1250. We've had our experts work on it and we're wondering what this bill does. We're looking at first engrossments with Senate amendments.

Linda Sitz, Motor Vehicle Division, DOT: Comparing the present HB1205 from the original bill; on the first page, it talks about the Gold Star plates and the POW plates. What they want to do is to offer those plates and waive the \$25 registration fee for special letter plates.

Chairman Holmberg: So the veteran that had Gold Star or POW plate wouldn't have to pay the extra fee.

Senator Warner: Is this a brand new plate or a decal that goes on the plate?

Linda Sitz, Motor Vehicle Division, DOT: These plates exist already. They are talking about allowing those individuals to have those fees waived on the Gold Star plate and POW plate.

Senator Warner: Are there specific definitions on who can use those plates?

Linda Sitz: Yes, and that is determined by the Veterans Affairs committee.

Senator Gary Lee: I understand waiving the one vehicle exemptions but they are asking for two plates. (Page 4, line 4)

Linda Sitz: That is correct. They added that option for the surviving spouse for the POW. Linda explained what the bill is doing and said the veterans want to create four new logos that veterans can have.

Senator Warner: When we started this the money was to go to the veteran's cemetery. None of the money would go to that. Is this revenue neutral for the state?

Linda Sitz: Explained. It looks like the money is going into the veterans post war trust fund. Of the \$20, \$15 would go into the highway tax distribution fund and \$5 would go into the state treasurer which would go into the veteran's funds.

Senator Gary Lee: Are these four additional new plates or just the logo?

Linda Sitz: It is both, its new plates with a new logo. The creation of these is in the fiscal note.

Chairman Holmberg: How does this interface with the changing of the Buffalo plates.

Linda Sitz: It would be a direct impact.

Grant Levi, Interim Director, DOT: When we discussed original patriot plate combo, we thought we'd work through new license plate. It's our intent to pull all parties together in how we proceed when we issue a new plate. The new license issuance is still contained in SB 2012 (to date).

Senator Gary Lee: You're thinking that section 4 might be a little early?

Levi Grant: We had expressed that to the committee. I also had those conversations with veteran groups before the amendments.

Chairman Holmberg: This bill doesn't do anything in lieu of a handicap plate?

Linda Sitz: They didn't bring that section into HB 1205.

Chairman Holmberg: Should we do some more checking?

Discussion followed on possible amendments.

Chairman Holmberg closed the hearing on HB 1205.

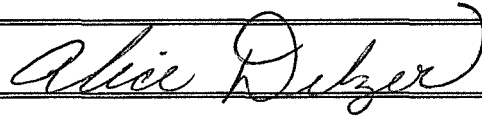
2013 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee Harvest Room, State Capitol

HB 1205
04-09-2013
Job # 21029

☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A BILL relating to patriotic logos on number plates/ number plate for certain veterans

Minutes:

You may make reference to "attached testimony."

Chairman Holmberg called the committee to order on Tuesday, April 09, 2013 in regards to HB 1205. All committee members were present.

Becky J. Keller - Legislative Council
Lori Laschkewitsch - OMB

Senator Gary Lee presented Amendment # 13.0296.03005, Testimony attached # 1. He stated he didn't have anyone here to speak to it but DOT came over and talked to him. This amendment has to do with the gold star and license plates and the fees and they are ok with these amendments.

Senator Gary Lee moved the amendment. 2nd by **Senator Carlisle**.

Senator Gary Lee: What those amendments do is it removes section 4 and 5. Section 4 has to do with those patriotic logos regarding the DOT to choose 4 different logos to put on the license plates, and as we heard from them and with the DOT budget bill having that new license plate in that bill, it was felt that we should probably incorporate that thinking with these logos into that bill rather than have a separate place for designing some new logos and that would reduce the fiscal note by about \$200,000. I don't have a new fiscal note. Also the \$9,000 in Section 5 of the bill would be removed as well for some of the start-up costs for that logo. It would keep Section 4, which was Section 6 in the bill for \$3500. When they add a "no fee Charge" to the Gold Star, POW plate and the DAV license plate, it reduces about \$3500, the amount that would go to the Veterans' Cemetery Trust Fund and the Cemetery Maintenance Fund and that \$3500 is just to replace that amount. Those are the amendments. (1.21)

Chairman Holmberg: The amendments have been moved and seconded.

Senator Robinson: My understanding that when they issue these new plates they're going to bring all these groups together and coordinate the over-all effort so we are not being redundant. He was told that is correct.

Senator Wanzek: The amendments are addressing the engrossed House bill, not the House bill with the Senate amendments. is that correct?

Senator Gary Lee: That's true. I was using the marked up version.

Chairman Holmberg: Would you call the roll on amendment # 13.0296.03005. All in favor say .Aye. It Carried.

Senator Gary Lee Moved Do Pass as Amended . 2nd by Senator Mathern.

Senator Gary Lee: (2.30) The bill I explained it the gold star, POW license plate and the Disabled Veteran plates would have their fees reduced and then that reduces the funds that go to the Highway Tax Distribution Fund and the Veterans' Cemetery Fund and the Maintenance Fund and the Maintenance Fund and the Trust Fund for the cemetery would be replaced with this \$3500 appropriation and it's really the Highway Tax Distribution Fund is a very nominal amount just because the plates themselves are a limited number, like 45. There are a small number of POW plates anymore, the DAV plates there's a few more, and the Gold Star plates, I think there is 45 of those. That is the bill and I ask for your support.

Chairman Holmberg: Call the roll on do pass as amended on 1205.

A Roll Call vote was taken. Yea: 13; Nay: 0; Absent: 0.

Senator Gary Lee will carry the amendment and Senator Axness will carry the bill.

The hearing was closed on HB 1205.

FISCAL NOTE
Requested by Legislative Council
04/01/2013

Amendment to: HB 1205

- 1 A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues				\$651,688		\$453,908
Expenditures				\$274,478		\$104,828
Appropriations				\$12,500		

- 1 B. **County, city, school district and township fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties		\$(3,955)	\$(11,182)
Cities		\$(2,247)	\$(6,354)
School Districts			
Townships		\$(485)	\$(1,372)

- 2 A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

This bill reduces the fees associated with Gold Star, POW, and DAV license plates; and requires NDDOT to issue a "patriotic" plate with 4 decal choices.

- B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

While it is not possible to fully determine the impact that sections 1, 2, and 3 of this bill will have on revenues, we believe any resulting revenue loss will be relatively minor. However, these sections of the bill will have some impact on NDDOT expenditures and appropriations due to costs for computer reprogramming, printing, and web site changes that will be necessary to implement the provisions of this bill. While it is not possible to fully determine the impact of section 4 of the bill as we don't know how many people will choose to purchase a license plate with a patriotic decal, we can estimate a fiscal impact based on an assumed scenario. These assumptions are shown in the accompanying attachments.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

- A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

While we cannot fully determine the impact that this bill will have on revenues, it is likely that sections 1, 2, and 3 will result in a fairly minor loss of revenue to the Highway Tax Distribution Fund, the Veteran's Cemetery Trust Fund, and the Veteran's Cemetery Maintenance Fund. We can estimate the revenue impact for section 1 as (24 POW plates + 45 Gold Star plates) X \$25 per year X 2 years per biennium for a total revenue loss of \$3,450 per biennium. This loss would impact the Highway Tax Distribution Fund. We can estimate the revenue impact for section 2 as (20 Gold Star plates per biennium X \$15 initial one-time fee) + (20 Gold Star plates per biennium X \$10 annual surcharge X 2 years per biennium) = \$700 per biennium. The distribution of this loss is \$200 to the Highway Tax Distribution Fund, \$300 to the Veteran's Cemetery Maintenance Fund, and \$200 to the Veteran's Cemetery Trust Fund. It is not possible to fully determine the revenue impact for section 3 as we have no way to determine the extent that disabled veterans currently using the regular buffalo plate will choose to utilize the DAV registration and excise tax exemption. While not certain, it is likely that this impact would also be minimal. Section 4 of the bill will likely have a

more significant revenue impact; please see schedules 3-5 on the accompanying attachments for the calculation of the revenue impacts of section 4 of the bill. Please see the accompanying schedule 6 for a recap of the State revenue, expenditure, and appropriations impacts of all sections of the bill.

- B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

The estimated costs associated with sections 1, 2, and 3 of this bill for the first biennium include computer reprogramming (\$4,000), and web-site changes and printing(\$5,000), for a total first biennium cost of \$9,000. Subsequent biennium costs would be minimal. Section 4 will have a more substantial impact on expenditures to NDDOT. Please see schedules 1-2 on the accompanying attachments for the calculation of the expenditure impacts of section 4 of the bill. Please see the accompanying schedule 6 for a recap of the State revenue, expenditure, and appropriations impacts of all sections of the bill.

- C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

Section 5 of the bill provides an appropriation to NDDOT of \$9,000 for the 2013-2015 biennium. Section 6 provides an appropriation to the Adjutant General of \$3,500 for the 2013-2015 biennium. As noted in Section 1A of this fiscal note, NDDOT will incur estimated expenditures of \$274,478 during the 2013-2015 biennium. Considering the \$9,000 appropriation contained in section 5 of the bill, NDDOT would require an additional appropriation of \$265,478 to carry out the provisions of section 4 of this bill. Please see the accompanying schedule 6 for a recap of the State revenue, expenditure, and appropriations impacts of all sections of the bill.

Name: Shannon L. Sauer

Agency: NDDOT

Telephone: 328-4375

Date Prepared: 04/04/2013

HB1205 - Section 4

Calculation of Fiscal Impacts

Expenditures

EXPENDITURES

<i>Schedule 1 - NDDOT Expenditures</i>	<u>2013-2015 Biennium</u>			<u>2015-2017 Biennium</u>		
	1st yr	2nd yr	Total 1st Biennium	1st yr	2nd yr	Total 2nd biennium
Temporary Salaries	\$ 29,064	\$ 29,064	\$ 58,128	\$ 29,064	\$ 29,064	\$ 58,128
Design costs for 4 logos	6,000		6,000			-
Mailing Costs	46,350	4,635	50,985	4,635	4,635	9,270
Purchase cost of plates	132,150	13,215	145,365	13,215	13,215	26,430
Computer programming costs	4,000	1,000	5,000	1,000	1,000	2,000
Estimated Total Costs	<u>\$ 217,564</u>	<u>\$ 47,914</u>	<u>\$ 265,478</u>	<u>\$ 47,914</u>	<u>\$ 47,914</u>	<u>\$ 95,828</u>

<i>Schedule 2 - Allocation of Expenditure Impact to Revenues distributed through the Highway Tax Distribution Fund</i>	Allocation Percentage	<u>2013-2015 Biennium</u>		<u>2015-2017 Biennium</u>	
		Revenue Reduction - 1st year	Revenue Reduction - 2nd year	Revenue Reduction - 1st year	Revenue Reduction - 2nd year
NDDOT	61.3%	\$ 133,367	\$ 29,371	\$ 29,371	\$ 29,371
Public Transportation Fund	1.5%	\$ 3,263	\$ 719	\$ 719	\$ 719
Cities	12.5%	\$ 27,196	\$ 5,989	\$ 5,989	\$ 5,989
Counties	22.0%	\$ 47,864	\$ 10,541	\$ 10,541	\$ 10,541
Townships	2.7%	\$ 5,874	\$ 1,294	\$ 1,294	\$ 1,294
Total		<u>\$ 217,564</u>	<u>\$ 47,914</u>	<u>\$ 47,914</u>	<u>\$ 47,914</u>

SCENARIO ASSUMPTIONS

Cost to NDDOT to purchase one set of plates	\$ 8.81
Design costs for 4 logos	\$ 6,000
Mailing cost per set of plates	\$ 3.09
Temporary employees to handle Initial Issue	1
Temporary employees to handle additional demand after 1st biennium	1
Computer programming costs - 1st year	\$ 4,000
Computer programming costs - following years	\$ 1,000
Estimated number of plates upon Initial Issue	15,000
Estimated number of plates per year after Initial Issue	1,500
Initial Issue Fee Revenue per set of plates	\$ 20
Annual Surcharge Revenue per set of plates	\$ 10
Highway Tax Distribution Fund share of Initial Issue fee	\$ 15

Minor totaling differences are due to rounding

HB1205 - Section 4 **Calculation of Fiscal Impacts** **Revenues**

REVENUES

	2013-2015 Biennium			2015-2017 Biennium			2015-2017 Biennium - 1st year			2015-2017 Biennium - 2nd year		
	1st year			2nd year								
	Total	Highway Tax Distribution Fund	Veteran's Postwar Trust Fund	Total	Highway Tax Distribution Fund	Veteran's Postwar Trust Fund	Total	Highway Tax Distribution Fund	Veteran's Postwar Trust Fund	Total	Highway Tax Distribution Fund	Veteran's Postwar Trust Fund
Initial Fee	\$ 900,000	\$ 225,000	\$ 75,000	\$ 900,000	\$ 225,000	\$ 75,000	\$ 900,000	\$ 225,000	\$ 75,000	\$ 900,000	\$ 225,000	\$ 75,000
Annual Surcharge	150,000		150,000	165,000		165,000	180,000		180,000	195,000		195,000
Total	\$ 450,000	\$ 225,000	\$ 225,000	\$ 495,000	\$ 225,000	\$ 270,000	\$ 610,000	\$ 225,000	\$ 360,000	\$ 725,000	\$ 225,000	\$ 405,000

	Allocation Percentage	2013-2015 Biennium -		2015-2017 Biennium -	
		1st year	2nd year	1st year	2nd year
NDDOT	61.3%	\$ 137,925	\$ 13,793	\$ 13,793	\$ 13,793
Public Transportation Fund	1.5%	\$ 3,375	\$ 338	\$ 338	\$ 338
Cities	12.5%	\$ 28,125	\$ 2,813	\$ 2,813	\$ 2,813
Counties	22.0%	\$ 49,500	\$ 4,950	\$ 4,950	\$ 4,950
Townships	2.7%	\$ 6,075	\$ 608	\$ 608	\$ 608
Total		\$ 225,000	\$ 22,500	\$ 22,500	\$ 22,500

	2013-2015 Biennium -			2015-2017 Biennium -		
	1st year	2nd year	Total	1st year	2nd year	Total
Schedule 5 - Net Impact of Revenues and Expenditure Impact on Highway Tax Distribution Fund Recipients						
State Entities						
Veteran's Postwar Trust Fund	\$ 225,000	\$ 172,500	\$ 397,500	\$ 187,500	\$ 202,500	\$ 390,000
NDDOT Motor Vehicle "Off the Top" funding for expenditures	217,564	47,914	\$ 265,478	47,914	47,914	\$ 95,828
NDDOT Share of Impact to Highway Tax Distribution Fund	4,558	(15,579)	\$ (11,021)	(15,579)	(15,579)	\$ (31,158)
Public Transportation share of Impact to Highway Tax Distribution Fund	112	(381)	\$ (270)	(381)	(381)	\$ (762)
Total Net Revenue Impact to State Entities	\$ 447,234	\$ 204,454	\$ 651,688	\$ 219,454	\$ 234,454	\$ 453,908
Cities, Counties, and Townships						
Cities Share of Impact to Highway Tax Distribution Fund	930	(3,177)	\$ (2,247)	(3,177)	(3,177)	\$ (6,354)
Counties share of Impact to Highway Tax Distribution Fund	1,636	(5,591)	\$ (3,955)	(5,591)	(5,591)	\$ (11,182)
Townships share of Impact to Highway Tax Distribution Fund	201	(686)	\$ (485)	(686)	(686)	\$ (1,372)
Total Net Revenue Impact to Cities, Counties, and Townships	2,765	(9,455)	\$ (6,690)	(9,455)	(9,455)	\$ (18,910)

SCENARIO ASSUMPTIONS

Cost to NDDOT to purchase one set of plates	\$ 8.81
Design costs for 4 logos	\$ 6,000
Mailing cost per set of plates	\$ 3.09
Temporary employees to handle initial issue	1
Temporary employees to handle additional demand after 1st biennium	1
Computer programming costs - 1st year	\$ 4,000
Computer programming costs - following years	\$ 1,000
Estimated number of plates upon initial issue	15,000
Estimated number of plates per year after initial issue	1,500
Initial Issue Fee Revenue per set of plates	\$ 20
Annual Surcharge Revenue per set of plates	\$ 10
Highway Tax Distribution Fund share of Initial Issue fee	\$ 15

Minor totaling differences are due to rounding

HB1205

Fiscal Note Section 1A

State Fiscal Effect

Schedule 6 - Recap of State Fiscal Effect

	2011-2013		2013-2015		2015-2017	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
<u>Revenues</u>						
Bill Section 4			\$	651,688	\$	453,908
Total Revenues			\$	651,688	\$	453,908
<u>Expenditures</u>						
Bill Sections 1, 2, 3			\$	9,000	\$	9,000
Bill Section 4				265,478		95,828
Total Expenditures			\$	274,478	\$	104,828
<u>Appropriations</u>						
NDDOT - Section 5			\$	9,000		
Adjutant General - Section 6				3,500		
Total Appropriations			\$	12,500		

FISCAL NOTE
Requested by Legislative Council
02/11/2013

Amendment to: HB 1205

- 1 A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures				\$9,000		
Appropriations				\$9,000		

- 1 B. **County, city, school district and township fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

- 2 A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

This bill reduces the fees associated with Gold Star, POW, and DAV license plates.

- B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

While it is not possible to fully determine the impact this bill will have on revenues, we believe any resulting revenue loss will be relatively minor. However, the bill will have some impact on NDDOT expenditures and appropriations due to costs for computer reprogramming, printing, and web site changes that will be necessary to implement the provisions of this bill.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

- A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

While we cannot fully determine the impact that this bill will have on revenues, it is likely that it will result in a fairly minor loss of revenue to the Highway Tax Distribution Fund, the Veteran's Cemetery Trust Fund, and the Veteran's Cemetery Maintenance Fund. We can estimate the revenue impact for section 1 as (24 POW plates + 45 Gold Star plates) X \$25 per year X 2 years per biennium for a total revenue loss of \$3,450 per biennium. This loss would impact the Highway Tax Distribution Fund. We can estimate the revenue impact for section 2 as (20 Gold Star plates per biennium X \$15 initial one-time fee) + (20 Gold Star plates per biennium X \$10 annual surcharge X 2 years per biennium) = \$700 per biennium. The distribution of this loss is \$200 to the Highway Tax Distribution Fund, \$300 to the Veteran's Cemetery Maintenance Fund, and \$200 to the Veteran's Cemetery Trust Fund. It is not possible to fully determine the revenue impact for section 3 as we have no way to determine the extent that disabled veterans currently using the regular buffalo plate will choose to utilize the DAV registration and excise tax exemption. While not certain, it is likely that this impact would also be minimal.

- B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

The estimated costs associated with this bill for the first biennium include computer reprogramming (\$4,000), and web-site changes and printing(\$5,000), for a total first biennium cost of \$9,000. Subsequent biennium costs would be minimal.

- C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

NDDOT has not included any costs associated with this bill in its 2013-2015 biennium budget request. Accordingly, an additional appropriation of \$9,000 would be necessary for the 2013-2015 biennium.

Name: Shannon L. Sauer

Agency: NDDOT

Telephone: 328-4375

Date Prepared: 02/12/2013

FISCAL NOTE
Requested by Legislative Council
01/15/2013

Bill/Resolution No.: HB 1205

- 1 A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures				\$107,500		
Appropriations				\$107,500		

- 1 B. **County, city, school district and township fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

- 2 A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

This bill reduces the fees associated with Gold Star, POW, and DAV license plates.

- B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

While it is not possible to fully determine the impact this bill will have on revenues, we believe any resulting revenue loss will be relatively minor. However, the bill will have a fairly significant impact on NDDOT expenditures and appropriations due to significant costs for computer reprogramming, training, printing, web site changes, decal development, and additional temporary staffing that will be necessary to implement the provisions of this bill.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

- A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

While we cannot fully determine the impact that this bill will have on revenues, it is likely that it will result in a fairly minor loss of revenue to the Highway Tax Distribution Fund, the Veteran's Cemetery Trust Fund, and the Veteran's Cemetery Maintenance Fund. We can estimate the revenue impact for section 1 as (24 POW plates + 45 Gold Star plates) X \$25 per year X 2 years per biennium for a total revenue loss of \$3,450 per biennium. This loss would impact the Highway Tax Distribution Fund. We can estimate the revenue impact for section 2 as (20 Gold Star plates per biennium X \$15 initial one-time fee) + (20 Gold Star plates per biennium X \$10 annual surcharge X 2 years per biennium) = \$700 per biennium. The distribution of this loss is \$200 to the Highway Tax Distribution Fund, \$300 to the Veteran's Cemetery Maintenance Fund, and \$200 to the Veteran's Cemetery Trust Fund. It is not possible to fully determine the revenue impact for section 3 as we have no way to determine the extent that disabled veterans currently using the regular buffalo plate will choose to utilize the DAV registration and excise tax exemption. While not certain, it is likely that this impact would also be minimal.

- B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

The estimated costs associated with this bill for the first biennium include computer reprogramming (\$12,000), web-site changes (\$5,000), temporary staffing to cover basic operations while full time staff is involved with central and branch office training and program update efforts (\$84,000), and printing (\$5,000), and decal development (\$1,500) for a total first biennium cost of \$107,500. Subsequent biennium costs would be minimal.

- C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

NDDOT has not included any costs associated with this bill in its 2013-2015 biennium budget request. Accordingly, an additional appropriation of \$107,500 would be necessary for the 2013-2015 biennium.

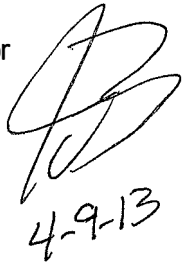
Name: Shannon L. Sauer

Agency: NDDOT

Telephone: 328-4375

Date Prepared: 01/21/2013

April 5, 2013

Handwritten signature and date "4-9-13" in the top right corner.

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1205

In lieu of the amendments adopted by the Senate as printed on pages 969 and 970 of the Senate Journal, Engrossed House Bill No. 1205 is amended as follows:

Page 1, line 2, after "number" insert "license"

Page 4, after line 5, insert:

"SECTION 4. APPROPRIATION. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$3,500, or so much of the sum as may be necessary, to the adjutant general to be divided equally between the veterans' cemetery trust fund and the veterans' cemetery maintenance fund, for the biennium beginning July 1, 2013, and ending June 30, 2015."

Renumber accordingly

Date: 4-9-13Roll Call Vote # 1

**2013 SENATE STANDING COMMITTEE
ROLL CALL VOTES**

BILL/RESOLUTION NO. 1205Senate Appropriations Committee☐ Check here for Conference CommitteeLegislative Council Amendment Number 13.0296.03005Action Taken ☒ Adopt Amendment
☐ Do Pass as Amended☐ Do Pass
☐ Do Not PassMotion Made By Lee Seconded By Carlisle

Senators	Yes	No	Senator	Yes	No
Chairman Ray Holmberg			Senator Tim Mathern		
Co-Vice Chairman Bill Bowman			Senator David O'Connell		
Co-Vice Chair Tony Grindberg			Senator Larry Robinson		
Senator Ralph Kilzer			Senator John Warner		
Senator Karen Krebsbach					
Senator Robert Erbele					
Senator Terry Wanzek					
Senator Ron Carlisle					
Senator Gary Lee					

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

*voice vote -
carried*

Date: 4-9-13Roll Call Vote # 22013 SENATE STANDING COMMITTEE
ROLL CALL VOTESBILL/RESOLUTION NO. 1205Senate Appropriations Committee☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken ☐ Adopt Amendment ☐ Do Pass
☒ Do Pass as Amended ☐ Do Not PassMotion Made By Lee Seconded By Mathern

Senators	Yes	No	Senator	Yes	No
Chairman Ray Holmberg	✓		Senator Tim Mathern	✓	
Co-Vice Chairman Bill Bowman	✓		Senator David O'Connell	✓	
Co-Vice Chair Tony Grindberg	✓		Senator Larry Robinson	✓	
Senator Ralph Kilzer	✓		Senator John Warner	✓	
Senator Karen Krebsbach	✓				
Senator Robert Erbele	✓				
Senator Terry Wanzek	✓				
Senator Ron Carlisle	✓				
Senator Gary Lee	✓				

Total (Yes) 13 No 0Absent 0Floor Assignment Lee AmendmentIf the vote is on an amendment, briefly indicate intent: Agrees - carry the bill

REPORT OF STANDING COMMITTEE

HB 1205, as engrossed and amended: Appropriations Committee (Sen. Holmberg, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1205, as amended, was placed on the Sixth order on the calendar.

In lieu of the amendments adopted by the Senate as printed on pages 969 and 970 of the Senate Journal, Engrossed House Bill No. 1205 is amended as follows:

Page 1, line 2, after "number" insert "license"

Page 4, after line 5, insert:

"SECTION 4. APPROPRIATION. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$3,500, or so much of the sum as may be necessary, to the adjutant general to be divided equally between the veterans' cemetery trust fund and the veterans' cemetery maintenance fund, for the biennium beginning July 1, 2013, and ending June 30, 2015."

Renumber accordingly

2013 CONFERENCE COMMITTEE

HB 1205

2013 HOUSE STANDING COMMITTEE MINUTES

House Transportation Committee Fort Totten Room, State Capitol

HB 1205
04-17-13
Job # 21223

☒ Conference Committee

Committee Clerk Signature

Explanation or reason for introduction of bill/resolution:

A bill relating to number license plates for certain veterans.

Minutes:

Representative Vigesaa called the conference committee to order and asked the Senators to explain the reasoning for adding the amendment which has an appropriation of \$3,500.

1:00 - 5:00 minutes - Unrelated discussion on the wrong bill.

Senator Axness: We added Section 4 in the transportation committee which laid out the patriotic logos. The appropriation was to cover the loss that the Veterans' Cemetery would have from these fees. We didn't want them to lose that, so we decided to appropriate money. When it went to Appropriations they decided that Section 4 would be added to the Department of Transportation budget and we'll just retain the appropriation for the Veterans' Cemetery. That is where we are on the engrossed bill as it stands now.

Representative Vigesaa: I asked the question during our hearing if reducing the funding for the cemetery a little bit would cause any discomfort with the Veterans' groups. At that time we were assured that it was such a small amount that it wasn't really going to affect their budget in any way and how to take care of the cemetery. I have information about the current fund balance for the Veterans' Cemetery trust fund and the Veterans' Cemetery maintenance fund. See attachment #1. Also handed out were the projections for the maintenance account. See attachment #2. The amendment that the Senate added puts a mere \$1750 in each account. I am not seeing the need to add that minuscule amount when the fund balance and the projected ending balances are what they are.

Senator Axness: We did not have the information that you just provided. If we had seen it, we might not have added the appropriation.

Senator Campbell moved to recede from Senate amendments.
Senator Sitte seconded the motion.

Senator Sitte: I wanted to make sure that the Patriotic Logos are still in. Is that correct?

Representative Vigesaa: The version that I am working off of is .05000.

Representative Sitte: Okay, we're fine.

**A roll call vote was taken. Aye 6 Nay 0 Absent 0
The motion carried.**

The meeting was adjourned.

FISCAL NOTE
Requested by Legislative Council
04/10/2013

Amendment to: HB 1205

- 1 A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures				\$9,000		
Appropriations				\$3,500		

- 1 B. **County, city, school district and township fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

- 2 A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

This bill reduces the fees associated with Gold Star, POW, and DAV license plates.

- B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

While it is not possible to fully determine the impact this bill will have on revenues, we believe any resulting revenue loss will be relatively minor. However, the bill will have some impact on NDDOT expenditures and appropriations due to costs for computer reprogramming, printing, and web site changes that will be necessary to implement the provisions of this bill.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

- A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

While we cannot fully determine the impact that this bill will have on revenues, it is likely that sections 1, 2, and 3 will result in a fairly minor loss of revenue to the Highway Tax Distribution Fund, the Veteran's Cemetery Trust Fund, and the Veteran's Cemetery Maintenance Fund. We can estimate the revenue impact for section 1 as (24 POW plates + 45 Gold Star plates) X \$25 per year X 2 years per biennium for a total revenue loss of \$3,450 per biennium. This loss would impact the Highway Tax Distribution Fund. We can estimate the revenue impact for section 2 as (20 Gold Star plates per biennium X \$15 initial one-time fee) + (20 Gold Star plates per biennium X \$10 annual surcharge X 2 years per biennium) = \$700 per biennium. The distribution of this loss is \$200 to the Highway Tax Distribution Fund, \$300 to the Veteran's Cemetery Maintenance Fund, and \$200 to the Veteran's Cemetery Trust Fund. It is not possible to fully determine the revenue impact for section 3 as we have no way to determine the extent that disabled veterans currently using the regular buffalo plate will choose to utilize the DAV registration and excise tax exemption. While not certain, it is likely that this impact would also be minimal.

- B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

The estimated costs associated with sections 1, 2, and 3 of this bill for the first biennium include computer reprogramming (\$4,000), and web-site changes and printing(\$5,000), for a total first biennium cost of \$9,000. Subsequent biennium costs would be minimal.

- C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

Section 4 of the bill provides an appropriation of \$3,500 to the Adjutant General. The bill does not provide any additional appropriation to NDDOT to cover the \$9,000 of expenditures identified in part 3B above

Name: Shannon L. Sauer

Agency: NDDOT

Telephone: 328-4375

Date Prepared: 04/10/2013

FISCAL NOTE
Requested by Legislative Council
04/01/2013

Amendment to: HB 1205

- 1 A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues				\$651,688		\$453,908
Expenditures				\$274,478		\$104,828
Appropriations				\$12,500		

- 1 B. **County, city, school district and township fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties		\$(3,955)	\$(11,182)
Cities		\$(2,247)	\$(6,354)
School Districts			
Townships		\$(485)	\$(1,372)

- 2 A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

This bill reduces the fees associated with Gold Star, POW, and DAV license plates; and requires NDDOT to issue a "patriotic" plate with 4 decal choices.

- B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

While it is not possible to fully determine the impact that sections 1, 2, and 3 of this bill will have on revenues, we believe any resulting revenue loss will be relatively minor. However, these sections of the bill will have some impact on NDDOT expenditures and appropriations due to costs for computer reprogramming, printing, and web site changes that will be necessary to implement the provisions of this bill. While it is not possible to fully determine the impact of section 4 of the bill as we don't know how many people will choose to purchase a license plate with a patriotic decal, we can estimate a fiscal impact based on an assumed scenario. These assumptions are shown in the accompanying attachments.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

- A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

While we cannot fully determine the impact that this bill will have on revenues, it is likely that sections 1, 2, and 3 will result in a fairly minor loss of revenue to the Highway Tax Distribution Fund, the Veteran's Cemetery Trust Fund, and the Veteran's Cemetery Maintenance Fund. We can estimate the revenue impact for section 1 as (24 POW plates + 45 Gold Star plates) X \$25 per year X 2 years per biennium for a total revenue loss of \$3,450 per biennium. This loss would impact the Highway Tax Distribution Fund. We can estimate the revenue impact for section 2 as (20 Gold Star plates per biennium X \$15 initial one-time fee) + (20 Gold Star plates per biennium X \$10 annual surcharge X 2 years per biennium) = \$700 per biennium. The distribution of this loss is \$200 to the Highway Tax Distribution Fund, \$300 to the Veteran's Cemetery Maintenance Fund, and \$200 to the Veteran's Cemetery Trust Fund. It is not possible to fully determine the revenue impact for section 3 as we have no way to determine the extent that disabled veterans currently using the regular buffalo plate will choose to utilize the DAV registration and excise tax exemption. While not certain, it is likely that this impact would also be minimal. Section 4 of the bill will likely have a

more significant revenue impact; please see schedules 3-5 on the accompanying attachments for the calculation of the revenue impacts of section 4 of the bill. Please see the accompanying schedule 6 for a recap of the State revenue, expenditure, and appropriations impacts of all sections of the bill.

- B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

The estimated costs associated with sections 1, 2, and 3 of this bill for the first biennium include computer reprogramming (\$4,000), and web-site changes and printing(\$5,000), for a total first biennium cost of \$9,000. Subsequent biennium costs would be minimal. Section 4 will have a more substantial impact on expenditures to NDDOT. Please see schedules 1-2 on the accompanying attachments for the calculation of the expenditure impacts of section 4 of the bill. Please see the accompanying schedule 6 for a recap of the State revenue, expenditure, and appropriations impacts of all sections of the bill.

- C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

Section 5 of the bill provides an appropriation to NDDOT of \$9,000 for the 2013-2015 biennium. Section 6 provides an appropriation to the Adjutant General of \$3,500 for the 2013-2015 biennium. As noted in Section 1A of this fiscal note, NDDOT will incur estimated expenditures of \$274,478 during the 2013-2015 biennium. Considering the \$9,000 appropriation contained in section 5 of the bill, NDDOT would require an additional appropriation of \$265,478 to carry out the provisions of section 4 of this bill. Please see the accompanying schedule 6 for a recap of the State revenue, expenditure, and appropriations impacts of all sections of the bill.

Name: Shannon L. Sauer

Agency: NDDOT

Telephone: 328-4375

Date Prepared: 04/04/2013

HB1205 - Section 4

Calculation of Fiscal Impacts

Expenditures

EXPENDITURES

<u>Schedule 1 - NDDOT Expenditures</u>	<u>2013-2015 Biennium</u>			<u>2015-2017 Biennium</u>		
	1st yr	2nd yr	Total 1st Biennium	1st yr	2nd yr	Total 2nd biennium
Temporary Salaries	\$ 29,064	\$ 29,064	\$ 58,128	\$ 29,064	\$ 29,064	\$ 58,128
Design costs for 4 logos	6,000		6,000			-
Mailing Costs	46,350	4,635	50,985	4,635	4,635	9,270
Purchase cost of plates	132,150	13,215	145,365	13,215	13,215	26,430
Computer programming costs	4,000	1,000	5,000	1,000	1,000	2,000
Estimated Total Costs	\$ 217,564	\$ 47,914	\$ 265,478	\$ 47,914	\$ 47,914	\$ 95,828

<u>Schedule 2 - Allocation of Expenditure Impact to Revenues distributed through the Highway Tax Distribution Fund</u>	Allocation Percentage	<u>2013-2015 Biennium</u>		<u>2015-2017 Biennium</u>	
		Revenue Reduction - 1st year	Revenue Reduction - 2nd year	Revenue Reduction - 1st year	Revenue Reduction - 2nd year
NDDOT	61.3%	\$ 133,367	\$ 29,371	\$ 29,371	\$ 29,371
Public Transportation Fund	1.5%	\$ 3,263	\$ 719	\$ 719	\$ 719
Cities	12.5%	\$ 27,196	\$ 5,989	\$ 5,989	\$ 5,989
Counties	22.0%	\$ 47,864	\$ 10,541	\$ 10,541	\$ 10,541
Townships	2.7%	\$ 5,874	\$ 1,294	\$ 1,294	\$ 1,294
Total		\$ 217,564	\$ 47,914	\$ 47,914	\$ 47,914

SCENARIO ASSUMPTIONS

Cost to NDDOT to purchase one set of plates	\$ 8.81
Design costs for 4 logos	\$ 6,000
Mailing cost per set of plates	\$ 3.09
Temporary employees to handle Initial Issue	1
Temporary employees to handle additional demand after 1st biennium	1
Computer programming costs - 1st year	\$ 4,000
Computer programming costs - following years	\$ 1,000
Estimated number of plates upon Initial Issue	15,000
Estimated number of plates per year after Initial Issue	1,500
Initial Issue Fee Revenue per set of plates	\$ 20
Annual Surcharge Revenue per set of plates	\$ 10
Highway Tax Distribution Fund share of Initial Issue fee	\$ 15

Minor totaling differences are due to rounding

HB1205 - Section 4 **Calculation of Fiscal Impacts** **Revenues**

REVENUES

	2013-2015 Biennium			2015-2017 Biennium			2015-2017 Biennium - 1st year			2015-2017 Biennium - 2nd Year		
	1st year			2nd year								
	Total	Highway Tax Distribution Fund	Veteran's Postwar Trust Fund	Total	Highway Tax Distribution Fund	Veteran's Postwar Trust Fund	Total	Highway Tax Distribution Fund	Veteran's Postwar Trust Fund	Total	Highway Tax Distribution Fund	Veteran's Postwar Trust Fund
Initial Fee	\$ 300,000	\$ 225,000	\$ 75,000	\$ 300,000	\$ 22,500	\$ 7,500	\$ 30,000	\$ 22,500	\$ 7,500	\$ 30,000	\$ 22,500	\$ 7,500
Annual Surcharge	150,000		150,000	165,000		165,000	180,000		180,000	195,000		195,000
Total	\$ 450,000	\$ 225,000	\$ 225,000	\$ 465,000	\$ 22,500	\$ 172,500	\$ 210,000	\$ 22,500	\$ 187,500	\$ 225,000	\$ 22,500	\$ 202,500

Schedule 4 - Allocation of Revenue Impact through Highway Tax Distribution Fund	Allocation Percentage	2013-2015 Biennium		2015-2017 Biennium	
		1st year	2nd year	1st year	2nd year
NDOT	61.3%	\$ 137,925	\$ 13,793	\$ 13,793	\$ 13,793
Public Transportation Fund	1.5%	\$ 3,375	\$ 338	\$ 338	\$ 338
Cities	12.5%	\$ 28,125	\$ 2,813	\$ 2,813	\$ 2,813
Counties	22.0%	\$ 49,500	\$ 4,950	\$ 4,950	\$ 4,950
Townships	2.7%	\$ 6,075	\$ 608	\$ 608	\$ 608
Total		\$ 225,000	\$ 22,500	\$ 22,500	\$ 22,500

Schedule 5 - Net Impact of Revenues and Expenditure Impact on Highway Tax Distribution Fund Recipients	2013-2015 Biennium		2013-2015 Biennium		2015-2017 Biennium		2015-2017 Biennium		2015-2017 Biennium	
	1st year	2nd year	1st year	2nd year	1st year	2nd year	1st year	2nd year	1st year	2nd year
State Entities										
Veteran's Postwar Trust Fund	\$ 225,000	\$ 172,500	\$ 397,500	\$ 187,500	\$ 202,500	\$ 390,000				
NDOT Motor Vehicle "Off the Top" funding for expenditures	217,564	47,914	\$ 265,478	47,914	47,914	\$ 95,828				
NDOT Share of Impact to Highway Tax Distribution Fund	4,558	(15,579)	\$ (11,021)	(15,579)	(15,579)	\$ (31,158)				
Public Transportation share of Impact to Highway Tax Distribution Fund	112	(381)	\$ (270)	(381)	(381)	\$ (762)				
Total Net Revenue Impact to State Entities	\$ 447,234	\$ 204,454	\$ 651,688	\$ 219,454	\$ 234,454	\$ 459,908				

Cities, Counties, and Townships										
Cities Share of Impact to Highway Tax Distribution Fund	930	(3,177)	\$ (2,247)	(3,177)	(3,177)	\$ (6,354)				
Counties share of Impact to Highway Tax Distribution Fund	1,636	(5,591)	\$ (3,955)	(5,591)	(5,591)	\$ (11,182)				
Townships share of Impact to Highway Tax Distribution Fund	201	(686)	\$ (485)	(686)	(686)	\$ (1,372)				
Total Net Revenue Impact to Cities, Counties, and Townships	2,765	(9,455)	\$ (6,590)	(9,455)	(9,455)	\$ (18,910)				

SCENARIO ASSUMPTIONS

Cost to NDOT to purchase one set of plates	\$ 8.81
Design costs for 4 logos	\$ 6,000
Mailing cost per set of plates	\$ 3.09
Temporary employees to handle initial issue	1
Temporary employees to handle additional demand after 1st biennium	1
Computer programming costs - 1st year	\$ 4,000
Computer programming costs - following years	\$ 1,000
Estimated number of plates upon initial issue	15,000
Estimated number of plates per year after initial issue	1,500
Initial issue Fee Revenue per set of plates	\$ 20
Annual Surcharge Revenue per set of plates	\$ 10
Highway Tax Distribution Fund share of Initial Issue fee	\$ 15

Minor totaling differences are due to rounding

HB1205

Fiscal Note Section 1A

State Fiscal Effect

Schedule 6 - Recap of State Fiscal Effect

	2011-2013		2013-2015		2015-2017	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
<u>Revenues</u>						
Bill Section 4			\$	651,688	\$	453,908
Total Revenues			\$	651,688	\$	453,908
<u>Expenditures</u>						
Bill Sections 1, 2, 3			\$	9,000	\$	9,000
Bill Section 4				265,478		95,828
Total Expenditures			\$	274,478	\$	104,828
<u>Appropriations</u>						
NDDOT - Section 5			\$	9,000		
Adjutant General - Section 6				3,500		
Total Appropriations			\$	12,500		

FISCAL NOTE
Requested by Legislative Council
02/11/2013

Amendment to: HB 1205

- 1 A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures				\$9,000		
Appropriations				\$9,000		

- 1 B. **County, city, school district and township fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

- 2 A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

This bill reduces the fees associated with Gold Star, POW, and DAV license plates.

- B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

While it is not possible to fully determine the impact this bill will have on revenues, we believe any resulting revenue loss will be relatively minor. However, the bill will have some impact on NDDOT expenditures and appropriations due to costs for computer reprogramming, printing, and web site changes that will be necessary to implement the provisions of this bill.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

- A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

While we cannot fully determine the impact that this bill will have on revenues, it is likely that it will result in a fairly minor loss of revenue to the Highway Tax Distribution Fund, the Veteran's Cemetery Trust Fund, and the Veteran's Cemetery Maintenance Fund. We can estimate the revenue impact for section 1 as (24 POW plates + 45 Gold Star plates) X \$25 per year X 2 years per biennium for a total revenue loss of \$3,450 per biennium. This loss would impact the Highway Tax Distribution Fund. We can estimate the revenue impact for section 2 as (20 Gold Star plates per biennium X \$15 initial one-time fee) + (20 Gold Star plates per biennium X \$10 annual surcharge X 2 years per biennium) = \$700 per biennium. The distribution of this loss is \$200 to the Highway Tax Distribution Fund, \$300 to the Veteran's Cemetery Maintenance Fund, and \$200 to the Veteran's Cemetery Trust Fund. It is not possible to fully determine the revenue impact for section 3 as we have no way to determine the extent that disabled veterans currently using the regular buffalo plate will choose to utilize the DAV registration and excise tax exemption. While not certain, it is likely that this impact would also be minimal.

- B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

The estimated costs associated with this bill for the first biennium include computer reprogramming (\$4,000), and web-site changes and printing(\$5,000), for a total first biennium cost of \$9,000. Subsequent biennium costs would be minimal.

- C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

NDDOT has not included any costs associated with this bill in its 2013-2015 biennium budget request. Accordingly, an additional appropriation of \$9,000 would be necessary for the 2013-2015 biennium.

Name: Shannon L. Sauer

Agency: NDDOT

Telephone: 328-4375

Date Prepared: 02/12/2013

FISCAL NOTE
Requested by Legislative Council
01/15/2013

Bill/Resolution No.: HB 1205

- 1 A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures				\$107,500		
Appropriations				\$107,500		

- 1 B. **County, city, school district and township fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

- 2 A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

This bill reduces the fees associated with Gold Star, POW, and DAV license plates.

- B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

While it is not possible to fully determine the impact this bill will have on revenues, we believe any resulting revenue loss will be relatively minor. However, the bill will have a fairly significant impact on NDDOT expenditures and appropriations due to significant costs for computer reprogramming, training, printing, web site changes, decal development, and additional temporary staffing that will be necessary to implement the provisions of this bill.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

- A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

While we cannot fully determine the impact that this bill will have on revenues, it is likely that it will result in a fairly minor loss of revenue to the Highway Tax Distribution Fund, the Veteran's Cemetery Trust Fund, and the Veteran's Cemetery Maintenance Fund. We can estimate the revenue impact for section 1 as (24 POW plates + 45 Gold Star plates) X \$25 per year X 2 years per biennium for a total revenue loss of \$3,450 per biennium. This loss would impact the Highway Tax Distribution Fund. We can estimate the revenue impact for section 2 as (20 Gold Star plates per biennium X \$15 initial one-time fee) + (20 Gold Star plates per biennium X \$10 annual surcharge X 2 years per biennium) = \$700 per biennium. The distribution of this loss is \$200 to the Highway Tax Distribution Fund, \$300 to the Veteran's Cemetery Maintenance Fund, and \$200 to the Veteran's Cemetery Trust Fund. It is not possible to fully determine the revenue impact for section 3 as we have no way to determine the extent that disabled veterans currently using the regular buffalo plate will choose to utilize the DAV registration and excise tax exemption. While not certain, it is likely that this impact would also be minimal.

- B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

The estimated costs associated with this bill for the first biennium include computer reprogramming (\$12,000), web-site changes (\$5,000), temporary staffing to cover basic operations while full time staff is involved with central and branch office training and program update efforts (\$84,000), and printing (\$5,000), and decal development (\$1,500) for a total first biennium cost of \$107,500. Subsequent biennium costs would be minimal.

- C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

NDDOT has not included any costs associated with this bill in its 2013-2015 biennium budget request. Accordingly, an additional appropriation of \$107,500 would be necessary for the 2013-2015 biennium.

Name: Shannon L. Sauer

Agency: NDDOT

Telephone: 328-4375

Date Prepared: 01/21/2013

2013 HOUSE CONFERENCE COMMITTEE ROLL CALL VOTES

Committee: HOUSE TRANSPORTATION

Bill/Resolution No. HB 1205 as (re) engrossed

Date: 04/17/13

Roll Call Vote #: 1

- Action Taken**
- ☐ HOUSE accede to Senate amendments
 - ☐ HOUSE accede to Senate amendments and further amend
 - ☒ SENATE recede from Senate amendments
 - ☐ SENATE recede from Senate amendments and amend as follows

House/Senate Amendments on HJ/SJ page(s) 1423

- ☐ Unable to agree, recommends that the committee be discharged and a new committee be appointed

((Re) Engrossed) HB 1205 was placed on the Seventh order of business on the calendar

Motion Made by: Senator Campbell Seconded by: Senator Sitte

Representatives	4/17			Yes	No		Senators	4/17			Yes	No
Representative Vigesaa	X			X			Senator Sitte	X			X	
Representative Fransvog	X			X			Senator Axness	X			X	
Representative Delmore	X			X			Senator Campbell	X			X	

Vote Count Yes: 6 No: 0 Absent: 0

House Carrier Representative Vigesaa Senate Carrier Senator Sitte

LC Number _____ of amendment

LC Number _____ of engrossment

Emergency clause added or deleted

Statement of purpose of amendment

REPORT OF CONFERENCE COMMITTEE

HB 1205, as engrossed: Your conference committee (Sens. Sitte, Axness, Campbell and Reps. Vigesaa, Frantsvog, Delmore) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1423 and place HB 1205 on the Seventh order.

Engrossed HB 1205 was placed on the Seventh order of business on the calendar.

2013 TESTIMONY

HB 1205

Some applicable NDCC's

License plates

Gold Star

**Remove all additional fees for having this plate.

39-04-10.14. North Dakota gold star number plates - Definition - Description - Fee.

1. The director may issue distinctive number plates to a surviving spouse, parent, including stepmother, stepfather, parent through adoption, and foster parent who stands or stood in loco parentis, grandparents, child, including stepchild and child through adoption, and sibling, including half-brother and half-sister, of a member of the armed forces of the United States who died while serving on active duty during a time of military conflict. The director shall issue a number plate under this section upon receiving:

- a. Payment of all other fees required under this chapter for registration of a motor vehicle;
- b. ~~Payment of an initial fee of fifteen dollars, of which ten dollars is to be deposited in the highway tax distribution fund and five dollars is to be deposited in the veterans' cemetery maintenance fund; and~~
- c. ~~Verification of subsequent payments of an annual surcharge of ten dollars paid to the adjutant general.~~

2. ~~The department shall collect the fees and the ten dollar surcharge under this section. The department shall report to the legislative assembly on the funds collected under this section during each legislative session. The department shall pay the funds collected for the veterans' cemetery and adjutant general to the adjutant general monthly. Within ten days of receipt of the funds, the adjutant general shall deposit five dollars of each initial fee in the veterans' cemetery maintenance fund and shall apportion the ten dollar surcharge and deposit five dollars in the veterans' cemetery trust fund and five dollars in the veterans' cemetery maintenance fund in the state treasury. The state treasurer may invest the fund in the same manner as the state investment board is authorized to make investments. At the request of the adjutant general, the interest in the veterans' cemetery trust fund must be deposited in the veterans' cemetery maintenance fund for the purpose of funding salaries and maintenance of the veterans' cemetery.~~

3. Plates issued under this section must bear a gold star emblem logo on the left side of the plate and the letters "GS" before the number. The director shall cooperate with the director of the department of veterans' affairs to design the gold star emblem logo. The director may issue one set of plates per eligible owner of a passenger motor vehicle or a truck the registered gross weight of which does not exceed twenty thousand pounds [9071.85 kilograms].

4. On request of the director, the department of veterans' affairs shall certify those surviving family members of deceased members of the United States armed forces listed above as eligible to receive the plates.

5. Once declared eligible for a gold star plate, the department may not remove the eligibility of a surviving family member.

6. Once a plate number is issued to an eligible family member, the department may not assign the plate to another eligible person.

POW

39-04-18. Motor vehicles exempt from registration fees - Reciprocal use of state highways by foreign licensed motor vehicles.

2. The following motor vehicles may be operated upon the highways, roads, and streets of this state without being registered, under such limitations as are herein specified; provided, however, that whenever the department determines that it is to the best interest of the state of North Dakota and determines by reciprocal agreement or otherwise that as great or greater privileges are not granted North Dakota residents while traveling in other states or territories, the department may cancel or limit the application of any exception to residents or motor vehicles from such other state or territory:

o. Passenger motor vehicles, house cars, or pickup trucks not exceeding twenty thousand pounds [9071.84 kilograms] registered gross weight owned and operated by a resident who, while serving in the United States armed forces, was a prisoner of war and has received an honorable discharge from the United States armed forces; provided, however, that the vehicles display a distinctive license plate issued by the department upon the payment of five dollars. This exemption also applies to any passenger motor vehicle, house car, or pickup truck not exceeding twenty thousand pounds [9071.84 kilograms] registered gross weight subsequently purchased or acquired by such a former prisoner of war; provided, that the exemption provided by this subdivision is allowed only with respect to one motor vehicle owned by such a former prisoner of war at any one time.

Purple Heart

There is an initial fee of \$15.00 (\$5 goes to Veterans Cemetery maintenance fund) to receive the Veterans' Number plates, with an annual fee thereafter of \$10.00 (\$5.00 goes to Veterans Cemetery trust fund and \$5 to Veterans Cemetery maintenance fund). Personalized Veterans' Number plates are an annual fee of \$25.00 in addition to the annual fee of \$10.00 and the yearly license fees.

39-04-10.10. North Dakota veterans' number plates.

1. The director may issue distinctive number plates to individuals eligible for interment in the North Dakota veterans' cemetery. The director shall issue a number plate under this section upon receiving:

a. Payment of all other fees required under this chapter for registration of a motor vehicle;

- b. Payment of an initial fee of fifteen dollars of which ten dollars is to be deposited in the highway tax distribution fund and five dollars is to be deposited in the veterans' cemetery maintenance fund; and
 - c. Verification of subsequent payments of an annual surcharge of ten dollars paid to the adjutant general.
2. The department shall collect the fees and the ten dollar surcharge under this section. The department shall report to the legislative assembly on the funds collected under this section during each legislative session. The department shall pay the funds collected under subdivisions b and c of subsection 1 to the adjutant general monthly, who then, within ten days of receipt of the funds, shall deposit five dollars of each initial fee in the veterans' cemetery maintenance fund and the ten dollar surcharge shall be divided with five dollars being deposited in the veterans' cemetery trust fund and five dollars being deposited in the veterans' cemetery maintenance fund in the state treasury. Investment of the fund is the responsibility of the state treasurer who shall have full authority to invest the fund only in the same manner as the state investment board is authorized to make investments. At the request of the adjutant general, the interest in the veterans' cemetery trust fund must be deposited in the veterans' cemetery maintenance fund for the purpose of funding salaries and maintenance of the veterans' cemetery.
3. The veterans' cemetery trust fund may accept funds from private and federal sources.

Personalized plates-

****Remove fees for personalized plates for POW and Gold Star plates.**

39-04-10.3. Personalized plates.

The department may, in its discretion, provide special license plates marked with not more than seven numerals, letters, or ampersands, or combinations of numerals, letters, and ampersands, at the request of the registrant, upon application therefor and, with the exception of POW and Gold Star plates, payment of an additional fee of twenty-five dollars per registration period. The department shall make the special license plates authorized by this section available for motor vehicles registered under section 39-04-10.6, trailers, travel trailers, and motorcycles. The fee for the special license plates issued under this section for vehicles registered under section 39-04-10.6 is a one-time fee of one hundred dollars. The special license plates for motorcycles may contain not more than six numerals, letters, or ampersands, or a combination of not more than six numerals, letters, and ampersands. In the event of sale or transfer of the vehicle, the owner must remove the special license plates in accordance with section 39-04-36. Upon payment of the applicable transfer fee, the special license plates may be transferred to a replacement motor vehicle.

Add un-remarried surviving spouse to this code??

39-04-18. Motor vehicles exempt from registration fees - Reciprocal use of state highways by foreign licensed motor vehicles.

- 1. Except as provided in this section, every motor vehicle as defined in section 39-01-01, trailer or semitrailer designed to be towed by a truck or truck tractor, and farm trailer operated or intended to be operated upon any highway, road, or street in this state must be registered annually with the department. Any vehicle being operated on highways, roads, or streets of this state must display license

plates as furnished by the department upon payment of the fees prescribed in this chapter. Upon satisfactory proof to the department that a motor vehicle owned by a resident of this state was not used upon any of the highways of this state in any one or more years, the motor vehicle may be registered upon payment of the registration fee for the current year. Any resident of the state of North Dakota, serving in the armed forces of the United States for a period of time greater than one year, may relicense any motor vehicle owned by the veteran without paying any fee or penalties for the intervening years when the vehicle was not licensed, providing the veteran shows by suitable affidavit that the vehicle was not in use during any year in which it was not licensed.

The vehicle must be licensed for the license fee applicable to the month of the year in which application for license is made.

2. The following motor vehicles may be operated upon the highways, roads, and streets of this state without being registered, under such limitations as are herein specified; provided, however, that whenever the department determines that it is to the best interest of the state of North Dakota and determines by reciprocal agreement or otherwise that as great or greater privileges are not granted North Dakota residents while traveling in other states or territories, the department may cancel or limit the application of any exception to residents or motor vehicles from such other state or territory:

j. Motor vehicles not exceeding twenty-six thousand pounds [11793.40 kilograms] registered gross weight owned and operated by a disabled veteran under the provisions of Public Law 79-663 [38 U.S.C. 3901], a former prisoner of war, a disabled veteran who has a one hundred percent service-connected disability as determined by the department of veterans' affairs, or a disabled veteran who has an extra-schedular rating to include individual unemployability that brings the veteran's total disability rating to one hundred percent as determined by the department of veterans' affairs is entitled to display a distinctive license plate issued by the department upon the payment of a fee of five dollars. An unremarried surviving spouse who is receiving department of veterans' affairs dependency and indemnity compensation retains the exemption of the deceased, qualifying veteran in this subsection. This exemption applies to no more than two such motor vehicles owned by a disabled veteran at any one time.

Veterans License Plate Fees-Reduced

NDCC: 39-04-10.14. ; 39-04-18(2) (o) ;39-04-10.10 ; 39-04-10.3

Origination of Bill: Representative Gary Paur, NDDVA, ACOVA

Approved by ACOVA: June 29 2012

Approved by NDVCC: June 28, 2012

1. 212-0940: Friday 3:11PM Representative Gary Paur Veterans plates and costs- take a look at those to see what we could get waived, gold star, purple heart, vanity etc. put together and bring to ACOVA. Be happy to sponsor the bill.
 - a. Gold Star
 - i. Remove fees for having this plate
 1. (lost a loved one-paid enough)
 - ii. Remove fee for personalized plates
 1. (usually the service members name or info)
 - b. POW
 - i. No fees.
 1. (paid enough as a POW)
 - ii. Remove fee for personalized plates
 1. (usually something to do with their POW time)
 - c. DAV
 - i. Un remarried spouse to continue plate
 1. (less income now- retaining plate will be beneficial)
 - d. Purple Heart
 - i. Allow 100% Disabled to have Purple heart plate if qualified
 1. (some purple heart recipients are 100% disabled also- could have the free DAV plates or pay for the Purple heart plates- simply allowing the purple heart to be on the DAV plate)
 - ii. Fees the same as DAV plates

Amendment
HB 1205
Rep. Gary Paur

Delete:

Page 4, Lines 8 to 10:

"A In addition, a former prisoner of war is entitled to a decal provided for a North Dakota veteran's license plate for placement on a prisoner of war number plate at no charge."

Delete:

Page 4, Lines 11 to 12:

"and is receiving department of veteran's affairs dependency and indemnity compensation"

Good Morning, My name is NATHAN GOODIRON. I am a Viet Nam Veteran

I am here today to ask your support of HB 1205. To my knowledge this Bill would only affect surviving "**Gold Star**" eligible participants of all soldiers killed in action in defense of our great Country in past and present Wars or conflicts.

I do not believe there are surviving eligible Gold Star Parents from WWII but there may be some Brothers/Sisters and possibly some children still alive but would be in the upper 80's age.

I can only speculate that from the Korean War Gold Star Parents would be in the upper 90's of age or older. Any surviving Brothers/Sisters would be in their upper 80's. Any surviving children would be in their upper 70's and this number State-wide would be small.

The Vietnam War soldiers killed in action may have some parents alive but in this area have all passed on. There are some, few, surviving Brothers/Sisters alive who would be in their middle 60's and above. And there are/is one from this area.

And from Iraq/Afghanistan/Persian Gulf soldiers killed in action these figures can be easily obtained from the Department of Transportation Motor Vehicle Department of those who received Gold Star License Plates.

To summarize, the effect of non-revenue from Gold Star fees would be miniscule and the Honor accorded survivors of those who gave the "**Ultimate Sacrifice**" would be immeasurable.

I lost two brothers in Viet Nam **Ronald "Christy" Good Iron** and **Myron Johnson**. I can directly relate to the "**silent unrecognized loss**" carried through the years afterwards

As a Father, I lost my son **NATHAN J. GOODIRON**, killed in action Thanksgiving Day 2006 in Afghanistan. If my son was able to be here, he would probable say "**Dad, everyone should be treated the same. They died defending our Country too**".

THANK YOU FOR TAKING THE TIME TO HEAR MY WORDS.

NATHAN PAUL GOODIRON

#4

HOUSE TRANSPORTATION COMMITTEE
January 31st, 2013 – 9:00 a.m. – Fort Totten

North Dakota Department of Transportation
Linda Sitz, Director of Motor Vehicle Division

House Bill 1205

Mr. Chairman and members of the committee - I'm Linda Sitz, Director of the Motor Vehicle Division at the North Dakota Department of Transportation (DOT). Thank you for giving me the opportunity to present information to you today.

Before DOT testifies we would like to acknowledge the sacrifices of our veterans and thank them for defending the freedoms some of us may take for granted.

This bill changes two things. **First** it removes the requirement of paying twenty-five dollars for a Special Letter Plate if it is a Gold Star or Prisoner of War (POW) plate. It also provides that we now offer a Special Letter Plate (up to 7 characters) for a POW plate. DOT believes we can make this change and allow 7 characters on POW plates; these plates would then compete with all other Special Letter Plates for availability. The normal cost of a POW plate is \$5 which includes their registration fee. Currently DOT has 24 POW plates with active registrations.

The initial time a Gold Star plate is ordered the cost is \$15: \$10 goes into the highway tax distribution fund and \$5 dollars is deposited in the veteran cemetery maintenance fund. Thereafter the \$10 fee is divided equally between the veteran's cemetery fund and the veteran's cemetery maintenance fund. If this bill passes these fees would end as there will no longer be a fee for the plates.

As of today, we have 54 citizens holding a Gold Star plate, of which 45 are Special Letter Plates. Since the Gold Star bill was enacted \$640 has gone into the funds discussed above.

The **second** change in the bill affects yearly registration fees for disabled veterans. This bill would extend to all 100% disabled veterans who are displaying **any** type of veteran's license plate the same privileges as a DAV designated plate. Under current law, disabled veterans are exempt from excise tax for the first two vehicles. When one displays the DAV on their vehicle, they pay no excise tax and only \$5/year to renew their registrations. If a disabled veteran has a plate other than a DAV plate, they still pay no excise tax, but do pay a yearly registration. This bill would take the yearly registration fees for the DAV plate and any type of Veterans plates (for disabled veteran applicants) to \$0. It is up to the Veterans Affairs office to determine which veterans get this privilege. Under certain circumstances, the surviving spouse would maintain this privilege on one vehicle.

This bill would also take the yearly registration fees for both a POW plate and any type of Veterans plate (for POW applicants) to \$0. These applicants would be able to use this privilege

on no more than two vehicles and a surviving spouse would be able to use it on one vehicle. These are the current guidelines for the DAV plate.

There is some uncertainty with the word decal on page 4 line 9. Does this mean the insignia logo of the various branches of the military that currently appear on license or the annual registration decal?

There is a new bill SB2326 which states the director shall issue a new general plate in the next biennium. This bill change if passed would replace the buffalo plate. All organizational plates will need to be recreated.

There is a fiscal note attached to this bill.

Thank you, Mr. Chairman, I would be happy to answer any questions.

HB 1205 Testimony

Senate Transportation Committee

Friday, March 8th, 2013

Representative Gary Paur

For the record I am Representative Gary Paur, prime sponsor of HB 1205, and I am from District 19.

In the interim I was approached by two people relatively close together time wise but on opposite ends of my district complaining about the charges for veteran plates. This struck me as rather unusual and prompted me to contact Lonnie Wangen, Commissioner of Veteran Affairs, to see if there was anything reasonable we could do about this. Commissioner Wangen took my request to the North Dakota Veteran Coordinating Council (NDVCC) and the Administrative Committee on Veteran Affairs (ACOVA). What you have in House Bill 1205 is basically their recommendations.

The bill removes the extra fees for the "Gold Star", "Prisoner of War", and "Disabled American Veteran" license plates. The fees were modest and some of the money went to support the maintenance of the veteran's cemetery but with what these three groups had already paid the fees did seem excessive and unnecessary. Gold Star plates are given to surviving family members of someone killed in action. Prisoner of War plates are for those who were prisoners of war during a conflict and received an honorable discharge. Disabled American Veteran plates are for those who are 100% disabled as a result of service in the armed forces.

This bill was sent to the ND Adjutant General and their reply was: "...we solidly stand behind the intent of the bills and will make concessions to make up the revenues lost through other avenues."

These soldiers and their families have paid enough and I ask for your favorable recommendation of this bill.

Gold Star License Plates



The director (DOT) may issue distinctive number plates to a surviving spouse, parent, including stepmother, stepfather, parent through adoption, and foster parent who stands or stood in loco parentis, grandparents, child, including stepchild and child through adoption, and sibling, including half-brother and half-sister, of a member of the armed forces of the United States who died while serving on active duty during a time of military conflict.

Payment of an initial fee of fifteen dollars, of which ten dollars is to be deposited in the highway tax distribution fund and five dollars is to be deposited in the veterans' cemetery maintenance fund.

One set of plates may be issued to an eligible family member.

Personalized plates

A qualified applicant may choose a personalized plate not exceeding a total of five (5) characters and spaces. This requires a fee of \$25 per year in addition to the veteran plate fee and the annual registration fee.

Check availability of personalized plate

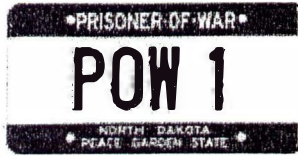
How to apply:

- Complete form: [SFN 59183 Application for North Dakota Gold Star Plate](#)
- Include documentation:
 - Proof of Service members' death while serving on active duty during a time of military conflict
 - Proof of survivors qualifying relationship Obituary, birth certificates, marriage license, etc.
- Mail to:
 - ND-Department of Veterans Affairs
4201 38th St. SW Ste. 104
PO Box 9003 Fargo ND 58106-9003

Upon approval of the ND-Department of Veterans Affairs the application will be signed and mailed back to the applicant. The applicant will then need to submit the application to the DOT with payment. [Motor Vehicle Site](#)

[NDCC 39-04-10.14](#), North Dakota Gold Star number plates

Prisoner of War License Plates



To be eligible the Veteran's Affairs Office must certify the applicant was a Prisoner of War.

SFN 2872 Application for Certificate of Title form must be completed, signed, and returned with the certification letter and annual \$5.00 license fee.

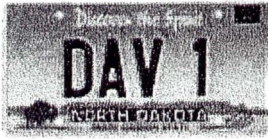
Qualified veterans are eligible for one (excise tax) exempt vehicle licensed with a POW license plate at a time. Plates may not be displayed on a vehicle with a gross weight equal to or exceeding 10,000 lbs.

Upon the death of a former prisoner of war, the surviving spouse may elect to retain the POW plates for their own use until such time as they remarry. However, the surviving spouse is not entitled to the special registration rate for former prisoners of war. The surviving spouse must contact the Motor Vehicle Division to determine the correct registration fees due. Within 30 days of remarriage the surviving spouse must surrender the plates to the Motor Vehicle Division. If requested, a free commemorative plaque will be issued by the division as a keepsake for the family.

More Information

NDCC 39-04-10.5. Prisoner of war plates - Transfer to certain surviving spouses

Disabled American Veteran License Plates



To be eligible the Department of Veteran Affairs office must sign a letter stating the applicant is 100 percent service related disabled or attesting eligibility under Public Law 663 of the 79th Congress.

The SFN 2872 Application for Certificate of Title form must be completed, signed, and returned with the certification letter and annual \$5.00 license fee.

Qualified veterans are eligible for two (excise tax) exempt vehicles licensed with the DAV license plate at a time. Plates may not be displayed on a vehicle with a gross weight equal to or exceeding 26,000 lbs.

A surviving spouse **can not** retain the DAV plates for their own use.

Disabled American Veteran Mobility Impaired Plates To be eligible an applicant must qualify under both the DAV and Mobility Impaired qualifications.

Exempted

NDCC 39-04-18 (2) (j). Motor vehicles exempt from registration fees - Reciprocal use of state highways by foreign licensed motor vehicles.

j. Motor vehicles not exceeding twenty-six thousand pounds [11793.40 kilograms] registered gross weight owned and operated by a disabled veteran under the provisions of Public Law 79-663 [38 U.S.C. 3901] or who has a one hundred percent service-connected disability as determined by the department of veterans' affairs who is entitled to display a distinctive license plate issued by the department upon the payment of a fee of five dollars. This exemption applies to no more than two such motor vehicles owned by a disabled veteran at any one time.

More information: Disabled American Veteran (DAV) Plates

SENATE TRANSPORTATION COMMITTEE
March 8th, 2013 – 10:30 a.m. – Lewis and Clark

North Dakota Department of Transportation
Linda Sitz, Director of Motor Vehicle Division

House Bill 1205

Mr. Chairman and members of the committee - I'm Linda Sitz, Director of the Motor Vehicle Division at the North Dakota Department of Transportation (DOT). Thank you for giving me the opportunity to present information to you today.

Before DOT testifies we would like to acknowledge the sacrifices of our veterans and thank them for defending the freedoms some of us may take for granted.

This bill changes two things. **First** it removes the requirement of paying twenty-five dollars for a Special Letter Plate if it is a Gold Star or Prisoner of War (POW) plate. It also provides that we now offer a Special Letter Plate (up to 7 characters) for a POW plate. DOT believes we can make this change and allow 7 characters on POW plates; these plates would then compete with all other Special Letter Plates for availability. The normal cost of a POW plate is \$5 which includes their registration fee. Currently DOT has 24 POW plates with active registrations.

The initial time a Gold Star plate is ordered the cost is \$15: \$10 goes into the highway tax distribution fund and \$5 dollars is deposited in the veteran cemetery maintenance fund. Thereafter the \$10 fee is divided equally between the veteran's cemetery fund and the veteran's cemetery maintenance fund. If this bill passes these fees would end as there will no longer be a fee for the plates.

As of today, we have 54 citizens holding a Gold Star plate, of which 45 are Special Letter Plates. Since the Gold Star bill was enacted \$640 has gone into the funds discussed above.

The **second** change the bill affects is the removal of the fee of five dollars for the distinctive license plate (DAV plate). The bill also allows the surviving not remarried spouse of a former prisoner of war to retain the exemption of the deceased veteran.

In the DOT appropriations bill SB2326 was added which stated the director shall issue a new general plate in the next biennium. This bill change if passed would replace the buffalo plate. All organizational plates will need to be recreated.

There is a fiscal note attached to this HB1205 bill.

Thank you, Mr. Chairman, I would be happy to answer any questions.

13.0296.03002
Title.

Prepared by the Legislative Council staff for
Representative Gruchalla
March 20, 2013

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1205

Page 1, line 1, after "Act" insert "to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to patriotic logos on number plates;"

Page 1, line 3, after "veterans" insert "; and to provide an appropriation"

Page 4, after line 5, insert:

"**SECTION 4.** A new section to chapter 39-04 of the North Dakota Century Code is created and enacted as follows:

Patriotic logos.

1. The director shall issue four patriotic logos under this section upon receiving:
 - a. Payment of all other fees required under this chapter for registration of a motor vehicle;
 - b. Payment of an initial fee of twenty dollars of which the department shall deposit fifteen dollars in the highway tax distribution fund and pay five dollars to the state treasurer; and
 - c. Payment of an annual surcharge of ten dollars which the department shall pay to the state treasurer.
2. The department shall collect the initial fees and the annual surcharges under this section. The department shall report to the legislative assembly on the funds collected under this section during each legislative session. For funds payable to the state treasurer under subdivisions b and c of subsection 1, the department shall pay the funds monthly to the state treasurer, who within ten days of receipt of the funds, shall deposit five dollars of each initial fee and the annual surcharge in the veterans' postwar trust fund to be added to the principal of the fund. The state treasurer shall invest the fund in the same manner as the state investment board is authorized to make investments.

SECTION 5. APPROPRIATION. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$9,000, or so much of the sum as may be necessary, to the department of transportation for the purpose of issuing patriotic logos as provided for under section 4 of this Act, for the biennium beginning July 1, 2013, and ending June 30, 2015."

Renumber accordingly

Prepared by Legislative Intern Justin Hagel
Senator Flakoll
March 28, 2013

PROPOSED AMENDMENT TO HOUSE BILL NO. 1205

On Page 4, line 5, after "vehicle" insert the following:

SECTION 4

APPROPRIATION.

There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$3,500 or so much of the sum as may be necessary, to the veterans cemetery trust fund and veterans cemetery maintenance fund established under section 39-04-10.6 by the adjutant general for the purpose of providing special license plates authorized for motor vehicles registered to a veteran who would otherwise be provided a special license plate.

Renumber accordingly

13.0296.03002
Title.

Prepared by the Legislative Council staff for
Representative Gruchalla
March 20, 2013

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1205

Page 1, line 1, after "Act" insert "to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to patriotic logos on number plates;"

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 - c. Payment of an annual surcharge of ten dollars which the department shall pay to the state treasurer.
2. The department shall collect the initial fees and the annual surcharges under this section. The department shall report to the legislative assembly on the funds collected under this section during each legislative session. For funds payable to the state treasurer under subdivisions b and c of subsection 1, the department shall pay the funds monthly to the state treasurer, who within ten days of receipt of the funds, shall deposit five dollars of each initial fee and the annual surcharge in the veterans' postwar trust fund to be added to the principal of the fund. The state treasurer shall invest the fund in the same manner as the state investment board is authorized to make investments.

SECTION 5. APPROPRIATION. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$9,000, or so much of the sum as may be necessary, to the department of transportation for the purpose of issuing patriotic logos as provided for under section 4 of this Act, for the biennium beginning July 1, 2013, and ending June 30, 2015."

Renumber accordingly

Vigesaa, Donald W.

2913

#1

From: Larson, Brady A.
Sent: Tuesday, April 16, 2013 12:09 PM
To: Vigesaa, Donald W.
Cc: Knudson, Allen H.
Subject: Veterans Cemetery Fund Balances

Representative Vigesaa:

Pursuant to your request, the current fund balances of the veterans cemetery trust fund and the veterans cemetery maintenance fund are listed below:

Veterans cemetery trust fund: \$213,808

Veterans cemetery maintenance fund: \$379,390

Please contact me with any questions.

Brady

ND VETERANS CEMETERY MAINTENANCE ACCOUNT
BIENNIAL BUDGET PROJECTIONS
2011 - 2013 BIENNIUM

2

	ACTUAL TO DATE <u>3/31/2013</u>	BIENNIAL PROJECTIONS
BEGINNING CASH BALANCE 7/1/11	\$ 158,589.32	\$ 158,589.32
REVENUES:		
GRAVE CLOSING & OPENING FEES (SPOUSES)	\$ 131,700.00	\$ 140,000.00
FEDERAL BURIAL REVENUE	\$ 289,400.00	\$ 325,000.00
FEDERAL GRANT REVENUE	\$ 355,115.06	\$ 355,115.06
VETERANS CEMETERY FOUNDATION DONATIONS	\$ -	\$ -
MISCELLANEOUS REVENUE	\$ 102.27	\$ 200.00
INTEREST FROM VET CEM LICENSE PLATE FUND	\$ -	\$ 5,000.00
LICENSE PLATE SALES	\$ 35,635.00	\$ 41,000.00
APPROPRIATED GENERAL FUNDS **	\$ 328,216.00	\$ 328,216.00
TOTAL INCOME	\$ 1,140,168.33	\$ 1,194,531.06
EXPENDITURES:		
<u>SALARIES</u>	\$ 436,639.65	\$ 511,700.00
SALARY EXPENSE	\$ 436,639.65	\$ 511,700.00
<u>OPERATIONS:</u>		
UTILITIES	\$ 38,353.10	\$ 50,000.00
TELEPHONE	\$ 3,706.75	\$ 4,400.00
TRAVEL	\$ 2,001.30	\$ 4,000.00
GROUNDS MAINTENANCE CONTRACT	\$ 7,365.65	\$ 11,000.00
REPAIRS	\$ 75,444.81	\$ 79,000.00
ELECTRICAL SITE IMPROVEMENTS PROJECT #1303	\$ 8,593.55	\$ 79,940.00
SIDEWALK REPLACEMENT PROJECT #1305	\$ -	\$ 129,025.00
VEHICLE FUEL	\$ 9,147.61	\$ 12,000.00
IT EQUIPMENT/SOFTWARE	\$ 7,873.23	\$ 8,500.00
EQUIPMENT RENT	\$ 903.50	\$ 2,000.00
MISCELLANEOUS SERVICES (SEPTIC, SOD HAULING, KIOSK ETC)	\$ 429.12	\$ 2,000.00
DUES AND MEMBERSHIPS	\$ -	\$ 200.00
INSURANCE	\$ 1,603.29	\$ 1,603.29
OFFICE SUPPLIES	\$ 1,377.76	\$ 1,600.00
JANITORIAL	\$ 1,544.12	\$ 2,000.00
TOOLS	\$ 1,999.00	\$ 2,500.00
PROFESSIONAL SERVICES	\$ 457.25	\$ 1,000.00
GRAVE REALIGNMENT PROJECT (FEDERAL FUNDED GRANT)	\$ 355,115.06	\$ 355,115.06
UNIFORMS/SAFETY CLOTHING	\$ 1,472.90	\$ 2,200.00
MISCELLANEOUS SUPPLIES	\$ 11,584.04	\$ 15,000.00
OPERATIONS EXPENSE	\$ 528,972.04	\$ 763,083.35
ENDING BIENNIUM PROJECTED BALANCE - 6/30/2013	\$ 78,337.03	

13.0296.03005
Title.

Prepared by the Legislative Council staff for
Senator G. Lee

April 5, 2013

#1
4-9-13

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1205

In lieu of the amendments adopted by the Senate as printed on pages 969 and 970 of the Senate Journal, Engrossed House Bill No. 1205 is amended as follows:

Page 1, line 2, after "number" insert "license"

Page 4, after line 5, insert:

"SECTION 4. APPROPRIATION. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$3,500, or so much of the sum as may be necessary, to the adjutant general to be divided equally between the veterans' cemetery trust fund and the veterans' cemetery maintenance fund, for the biennium beginning July 1, 2013, and ending June 30, 2015."

Renumber accordingly

John Jacobsen

HB 1205

4-5-13

#1

NORTH DAKOTA VETERANS COORDINATING COUNCIL

My name is John Jacobsen. I am a member of the Legislative Committee of the North Dakota Veterans Coordinating Council. The Coordinating Council is made up of 15 members, 3 from each of the five veterans' organizations in North Dakota.

American Legion

AMVETS

Disabled American Veterans

Veterans of Foreign Wars

Vietnam Veterans of America

It is the policy of the Coordinating Council to support legislation that will benefit the welfare of the members of the Armed Forces. The committee **MUST** concur totally, that is all 15 members must agree on the legislation to be supported or else it does not get the support.

In this case, I have been instructed to recommend to this legislative committee that a "DO PASS" on HB 1205, as amended, is supported by the Veterans Coordinating Council.